

BEFORE THE INDUSTRIAL COMMISSION

OF THE STATE OF NORTH DAKOTA

IN THE MATTER OF A HEARING CALLED ON A  
MOTION OF THE COMMISSION TO CONSIDER THE  
APPLICATION OF CONTINENTAL OIL COMPANY  
FOR AN ORDER POOLING ALL INTEREST IN THE  
SPACING UNIT DESCRIBED AS THE N/2, SEC-  
TION 33, TOWNSHIP 140 NORTH, RANGE 96  
WEST, STARK COUNTY, NORTH DAKOTA.

CASE NO. 888

ORDER NO. 960

ORDER OF THE COMMISSION

BY THE COMMISSION:

A hearing having been held in Grand Forks, North Dakota, on January 23, 1968, at 9:30 a.m., before Clarence B. Folsom, Jr., a Special Examiner appointed for the purpose.

NOW, on this 1st day of Feb., 1968, the Industrial Commission of North Dakota, hereinafter referred to as the "Commission," a quorum being present, having considered the testimony adduced, and the exhibits received at said hearing, and being fully advised in the premises,

FINDS:

- (1) Due public notice having been given, as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.
- (2) That Continental Oil Company is the owner of a lease-hold in the N/2 of Section 33, Township 140 North, Range 96 West, Stark County, North Dakota.
- (3) That said tract is within the boundaries of the Dickinson-Heath Pool as established by the Commission.
- (4) That said tract constitutes a spacing unit in the Dickinson-Heath Pool in accordance with orders of the Commission.
- (5) That Continental Oil Company is the operator of a well drilled on said spacing unit in accordance with the orders of the Commission.
- (6) That there are numerous separately owned royalty interests in said spacing unit.
- (7) That the applicant has made diligent efforts to obtain voluntary pooling agreements from all of the royalty owners but has not been able to do so.

IT IS THEREFORE ORDERED:

(1) That all interests in the N/2 of Section 33, Township 140 North, Range 96 West, Stark County, North Dakota, be, and the same are hereby pooled.

(2) That the well drilled in the SW NW of Section 33, Township 140 North, Range 96 West, be, and it is hereby, designated as the well for the spacing unit, and that Continental Oil Company, be, and is hereby, designated as the operator of said well.

(3) That all interested parties shall participate in the production of said well in such proportion as their interest bears to the total interest.

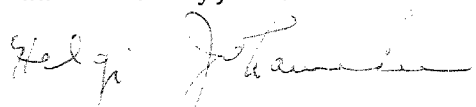
(4) That this pooling order shall apply only to the Heath Pool as defined in Commission's order.

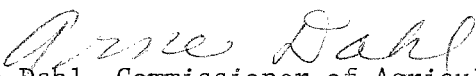
(5) That, in the event that the spacing units in the Dickinson-Heath Pool are changed, or altered, by an order of the Commission, then this order shall terminate as of the date of said spacing order.

DONE, at Bismarck, North Dakota, this 1st day of Feb., 1968.

NORTH DAKOTA INDUSTRIAL COMMISSION

William L. Guy, Governor

  
Helgi Johanneson, Attorney General

  
Arne Dahl, Commissioner of Agriculture

1 INDUSTRIAL COMMISSION

2 STATE OF NORTH DAKOTA

3 CASE NO. 888

4  
5 ON A MOTION OF THE COMMISSION TO )  
6 CONSIDER THE APPLICATION OF CON- )  
7 TINENTAL OIL COMPANY FOR AN ORDER )  
8 POOLING ALL INTEREST IN THE SPACING )  
9 UNIT DESCRIBED AS THE N 1/2 OF SEC- )  
10 TION 33, TOWNSHIP 140 NORTH, RANGE )  
11 96 WEST, STARK COUNTY, NORTH DAKOTA. )

TRANSCRIPT

12 Leonard Hall  
13 University of North Dakota  
14 Grand Forks, North Dakota  
15 January 23, 1968  
16 9:30 o'clock a.m.

17 Met pursuant to notice.

18 BEFORE THE NORTH DAKOTA STATE INDUSTRIAL COMMISSION.

19 CLARENCE B. FOLSOM, JR., PRESIDING.

20 APPEARANCES:

21 ERNEST R. FLECK, appearing for Continental Oil Company.  
22  
23  
24  
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26  
27

1 MR. FOLSOM: The hearing will come to order. This is a hearing  
2 called on a motion of the Industrial Commission to consider Case  
3 No. 888. This case has been referred to C. B. Folsom and Wesley  
4 Norton as Trail Examiners. Let the record show that there have  
5 been no written objections filed to either of the examiners, and let  
6 the record also show that this case was advertised as required by  
7 law. The advertisement having appeared in the Bismarck Tribune  
8 on the 11th of January and the Dickinson Press on the 10th of  
9 January. Ten days having elapsed, the Commission has jurisdic-  
10 tion of this matter, and we will proceed. Who wishes to appear  
11 for the applicants in this case? Do you solemnly swear that the  
12 testimony you are about to give in the matters now in hearing shall  
13 be the truth, the whole truth, and nothing but the truth, so help  
14 you God?

15  
16  
17 MR. FLECK: I do.

18 MR. FOLSOM: You may proceed. State your name, address, and  
19 who you represent.

20 MR. FLECK: My name is Ernest R. Fleck, and I am an attorney in  
21 Bismarck, North Dakota. I am appearing in this matter on behalf  
22 of Continental Oil Company. I am familiar with and have studied  
23 the files and records of Continental Oil Company to the extent  
24 that such relate to the matter being heard. Continental Oil Com-  
25 pany is one of the owners and is the operator of the spacing unit  
26 described as the N 1/2 of Section 33, Township 140 North, Range  
27

1 96 West, Stark County, North Dakota. Such spacing unit is  
2 within the outlines of the Dickinson-Heath Pool, and is further  
3 within the zone of such pool that is spaced on a 320-acre pattern  
4 pursuant to orders of the Industrial Commission of the State of  
5 North Dakota. There are approximately fifteen (15) separate  
6 royalty owners under the said spacing unit and that only two of  
7 such royalty owners have executed a voluntary pooling agreement.  
8 Efforts have been made to obtain execution of a voluntary pooling  
9 agreement by the other royalty owners, but such efforts have not  
10 been successful. There are separately owned tracts and separately  
11 owned interests within the said spacing unit.  
12

13 It is therefore requested that the Industrial Commission is-  
14 sue its order pooling all interest in the said described spacing  
15 unit in accordance with the statutes of the State of North Dakota.  
16 This concludes our testimony.  
17

18 MR. FOLSOM: Has a well been drilled on this spacing unit?


19 MR. FLECK: A well has been drilled on this spacing unit and is  
20 producing in commercial quantities.  
21

22 MR. FOLSOM: Does anyone have any questions to ask to the wit-  
23 ness? Let the records show that there was no one present who was  
24 in opposition to the application. Does anyone present have any-  
25 thing further to offer in Case No. 888? If not, the case will be  
26 taken under consideration; and a transcript will be made and for-  
27 ward to the Commission for further action.

1 STATE OF NORTH DAKOTA )  
2 ) ss  
3 COUNTY OF GRAND FORKS )

4 I CERTIFY that the record of this hearing was made under  
5 my direction, and has been continuously in my custody; that no  
6 alterations or additions have been made to the record; and that  
7 this transcript thereof is true and correct, to the best of my know-  
8 ledge and belief.

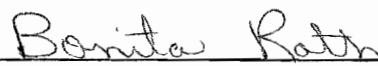
9  
10 DONE at Grand Forks, North Dakota, this 23rd day of  
11 January, 1968.

12  
13  
14   
15 Clarence B. Folsom, Jr.  
16 Chief Petroleum Engineer  
17  
18

19 STATE OF NORTH DAKOTA )  
20 ) ss  
21 COUNTY OF GRAND FORKS )

22 I HEREBY CERTIFY that the foregoing is a true and correct  
23 transcript of the original tape recording of said hearing, and a  
24 full and complete statement of the testimony and other proceedings  
25 which it purports to contain.

26  
27 DONE at Grand Forks, North Dakota, this 23rd day of  
January, 1968.

28  
29   
30 Bonita Roth, Secretary  
31 North Dakota Geological Survey  
32  
33

1  
2 BEFORE THE INDUSTRIAL COMMISSION

3 STATE OF NORTH DAKOTA

4 CASE NO. 888

5 ON MOTION OF THE COMMISSION TO CONSIDER )  
6 THE APPLICATION OF CONTINENTAL OIL COM- )  
7 PANY FOR AN ORDER POOLING ALL INTEREST )  
8 IN THE SPACING UNIT DESCRIBED AS THE N $\frac{1}{2}$  )  
9 OF SECTION 33, TOWNSHIP 140 NORTH, RANGE )  
10 96 WEST, STARK COUNTY, NORTH DAKOTA. )

11 \*\* \* \*\*

12 My name is Ernest R. Fleck and I am an attorney in Bismarck,  
13 North Dakota. I am appearing in this matter on behalf of Continental  
14 Oil Company. That I am familiar with and have studied the files and  
15 records of Continental Oil Company to the extent that such relate to  
16 the matter being heard. That Continental Oil Company is one of the  
17 owners and is the operator of the spacing unit described as the N $\frac{1}{2}$  of  
18 Section 33, Township 140 North, Range 96 West, Stark County, North Da-  
19 kota. That such spacing unit is within the outlines of the Dickinson-  
20 Heath Pool, and is further within the zone of such pool that is spaced  
21 on a 320-acre pattern pursuant to orders of the Industrial Commission  
22 of the State of North Dakota. That there are approximately fifteen  
23 (15) separate royalty owners under the said spacing unit and that only  
24 two of such royalty owners have executed a voluntary pooling agreement.  
25 That efforts have been made to obtain execution of a voluntary pooling  
26 agreement by the other royalty owners, but that such efforts have not  
27 been successful. There are separately owned tracts and separately  
28 owned interests within the said spacing unit.

29 It is therefore requested that the Industrial Commission is-  
30 sue its order pooling all interest in the said described spacing unit  
31 in accordance with the statutes of the State of North Dakota

32 Dated this 23rd day of January, 1968.

OK  
file with well file  
Case 888  
January 16, 1968



Mr. Ronald Kostelecky  
316 East Kansas City Street  
Rapid City, South Dakota 57701

Dear Mr. Kostelecky:

This is in reply to your letter of January 15, 1968, relative to Case No. 888 to be heard for the Industrial Commission by a trial examiner at Grand Forks, North Dakota, on January 23, 1968.

Your statement in your letter that pooling of interest means all persons holding mineral rights in the N $\frac{1}{2}$  of 33-140-96 will share in the production of the well located on that tract is correct. In this connection I am enclosing a copy of section 38-08-08 of the North Dakota Century Code which governs this matter. You will note the statute provides in part that upon the application of any interested person, the Commission "shall enter an order pooling all interests in the spacing unit for the development and operation thereof." This has previously been construed by the Commission to be mandatory, and when the conditions specified in the statute exist, the Commission has no choice but to enter the pooling order.

As I understand your situation, you question the 320 acre spacing which has been specified for the tract in question. As you are aware, this tract was spaced on 320 acres by Order 920, Case 848 of the Commission, issued on June 22, 1967. This order does, of course, supersede Order 609, Case 566 issued earlier. I note that Section 33 was not specifically included in Order 609, initially, and therefore this tract must have been included in the 160 acre spacing order by virtue of being adjacent to lands included within the order



1/16/68

and a well being drilled thereon. In any event, the spacing for this area is now 320 acres and the question of spacing is not properly before the Commission in Case 888 to be heard on January 23, 1968. I would also note, however, that the pooling order would be effective only so long as 320 acre spacing is specified for the tract in question. Should the spacing be reduced by subsequent action of the Commission, the pooling order would no longer be valid. If, of course, your father signed a pooling agreement, same might be valid regardless of the spacing in effect, dependent upon the terms of the agreement. As I recall, however, your father stated he refused to sign such a pooling agreement.

With respect to your submitting information to the trial examiner on the Commission, the best method is to be present at the hearing or to have someone present at the hearing to represent your father. I realize that this is not always practical. In the past information has been submitted to the Commission by mail. However in such instance the opposing party may object to such information on the grounds they do not have the opportunity to cross examine the person presenting same. If such objection is not raised, the Commission does accept such information in most instances.

In summary, it would appear the real question in your mind is that of 320 acre spacing. As stated above, this is not before the Commission in Case 888. If the spacing in this area is to be reduced to 160 acres, it must be done by the Commission after proper application and hearing on same. I am in no position to second guess the Commission on this question and would not attempt to forecast what the possible result of such a hearing might be. It appears, however, that this would be the only procedure open to you.

I do not know if you have contacted an attorney in private practice relative to this matter. I believe I suggested same might be advisable when I spoke with you on December 22, 1967, since this office is not authorized by law to advise private individuals. I trust, however, that the above discussion will have answered the questions raised in your letter and will prove of interest to you.

Yours very truly,

Gerald W. Vandewalle  
Assistant Attorney General

CWV:L  
cc-Dr. Wilson M. Laird

316 East Kansas City Street  
Rapid City, South Dakota  
January 15, 1968

Mr. Gerald W. Vandewalle  
Attorney General's Office  
State Capitol Building  
Bismarck, North Dakota



Dear Mr. Vandewalle:

As you may or may not remember, on Friday, December 22, 1967, my father and I had a discussion with you concerning the spacing of oil wells in the Dickinson field. The case and order numbers you referred me to proved to be very informative.

Since that time, a legal notice (copy enclosed) has appeared in the North Dakota newspapers concerning a forthcoming meeting of the Industrial Commission at Grand Forks on January 23, 1968. I would desire some aid in the interpretation of this notice and the reason for its purpose. What does pooling of interest mean? Does it mean that all persons holding mineral rights in N 1/2 -33-140-96 will get a share of the oil well located in NW 1/4 -33-140-96? Also, why is this being done in the first place? What is the reason for it? As I have contended before, the oil well in NW 1/4-33-140-96 should be on 160 acre spacing, and this is supported, in my view, by the Commission's Case No. 566, Order No. 609, wherein the limits of the Dickinson field are first set.

If my interpretation of pooling of interest is correct, then what recourse of action do I have as I am against this. My father owns the majority of the land in N 1/2-33-140-96, and is the sole owner of NW 1/4-33-140-96. I suspect that a ruling of the Commission would be rather difficult to change, or at least it would be a long drawn-out process and possibly expensive. The question I have is that if I have some facts I want the Commission to know, how do I go about in doing so. Time is rather short to prepare a legal brief, and distance also is a factor as I do not reside in North Dakota.

Any answers you can give to me on these questions and on the whole case in general will be greatly appreciated. It would also be appreciated if this were done at your earliest convenience as time is of the essence.

Sincerely yours,

*Ronald Kosteletzky*  
Ronald Kosteletzky

STATE OF NORTH DAKOTA INDUSTRIAL COMMISSION	NOTICE OF PUBLICATION NORTH DAKOTA INDUSTRIAL COMMISSION
	<p>The state of North Dakota by its Industrial Commission hereby gives notice pursuant to law and rules and regulations of set Commission promulgated hereunder of the following public hearing to be held at 9:30 a.m. on 23 January 1968, in the Geology building, University of North Dakota, Grand Forks, North Dakota.</p> <p>STATE OF NORTH DAKOTA TO: All named parties and persons having any right, title interest or claim in the following case and notice to the public.</p> <p>CASE NO. 566:</p> <p>On a motion of the Commission to consider the application of Continental Oil Company for an order pooling all interest in the spacing unit described as the NW 1/4, Sec. 33, Township 140 N, Range 66 West Stark County North Dakota. And for the purpose of this hearing, Wesley Norlon and or C. D. Folsom, Jr. are appointed as trial examiners for the purpose of receiving testimony and exhibits at a hearing to be held at 9:30 a.m. January 23rd, 1968 at Leonard Hall, University of North Dakota, Grand Forks, North Dakota.</p> <p>NORTH DAKOTA INDUSTRIAL COMMISSION William L. Guy, Governor</p>

1  
2 BEFORE THE INDUSTRIAL COMMISSION

3 STATE OF NORTH DAKOTA

4 IN THE MATTER OF THE APPLICATION)  
5 OF CONTINENTAL OIL COMPANY FOR )  
6 AN ORDER POOLING ALL INTEREST IN) THE SPACING UNIT DESCRIBED AS )  
7 THE N $\frac{1}{2}$ , SECTION 33, TOWNSHIP 140) NORTH, RANGE 96 WEST, STARK )  
8 COUNTY, NORTH DAKOTA. )

A P P L I C A T I O N

9 \*\* \* \*\*

10 COMES NOW the Applicant, Continental Oil Company, 1755  
11 Glenarm Place, Denver, Colorado, and respectfully alleges:

12 I.

13 That it is one of the owners and is the operator of the  
14 spacing unit described as the N $\frac{1}{2}$  of Section 33, Township 140 North,  
15 Range 96 West, Stark County, North Dakota.

16 II.

17 That a well has been drilled in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 33,  
18 Township 140 North, Range 96 West, and is producing oil in commercial  
quantities.

19 III.

20 That the N $\frac{1}{2}$  of Section 33, Township 140 North, Range 96  
21 West, Stark County, North Dakota, is located within the outlines of  
22 the Dickinson Heath Pool, and is within the zone spaced on a 320-acre  
23 pattern pursuant to orders of the Industrial Commission of the State  
of North Dakota.

24 IV.

25 That there are separately owned tracts and separately owned  
26 interests within the said spacing unit and that such are owned by  
27 separate persons.

28 V.

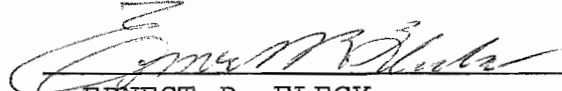
29 That a diligent effort has been made to obtain a voluntary  
30 pooling of all interests in the spacing unit, but that such voluntary  
pooling has not been obtained from all owners.

31 WHEREFORE this Applicant prays that the matter be set for  
32 hearing before the Industrial Commission of the State of North Dakota  
33 at its regular January meeting and that after hearing on the matter,  
34 the Commission issue its order pooling all interest in the spacing  
35 unit described as the N $\frac{1}{2}$  of Section 33, Township 140 North, Range 96  
36 West, Stark County, North Dakota, for the development and operation  
thereof, and for such other and further relief as the Commission may  
deem just and equitable.

1  
2 Dated this 13th day of December, 1967.

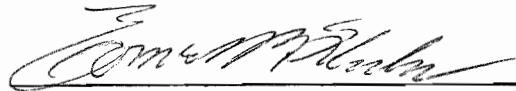
3 CONTINENTAL OIL COMPANY

4 FLECK, SMITH, MATHER, STRUTZ,  
5 MAYER & STEWART  
6 Attorneys for Continental Oil  
7 Company  
8 Suite 200, Professional Bldg.  
9 Bismarck, North Dakota 58501

10   
11 ERNEST R. FLECK

12 STATE OF NORTH DAKOTA )  
13 ) SS.  
14 COUNTY OF BURLEIGH )


15 Ernest R. Fleck, being first duly sworn on oath, deposes  
16 and says that he is one of the attorneys for the Applicant herein  
17 named; that he has read the above and foregoing application, knows  
18 the contents thereof and that the same is true to the best of his  
19 knowledge, information and belief.

20   
21 Ernest R. Fleck

22 Subscribed and sworn to before me this 13th day of December, 1967.

23 ( S E A L )

24  
25 My Commission Expires: 4-9-71

26   
27 Phyllis Porter, Notary Public  
28 Burleigh County, North Dakota  
29  
30  
31  
32  
33  
34  
35  
36

# AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA, }  
County of Burleigh. } ss

Ruth Miller, being duly sworn,  
says that she is a clerk of The Bismarck Tribune and that the  
annexed printed copy of

Notice of Publication

Continental Oil-Case #888, I. J. Wilhite-Case#889  
was taken from The Bismarck Tribune, a daily newspaper, which  
during the whole time of publication of said notice hereinafter  
stated, has been, and was printed and published in the City of  
Bismarck, County of Burleigh, and State of North Dakota. That  
the said notice was published in said newspaper on the following  
dates: 1/11/68

in each and every issue of the full number thereof, commencing  
on the 11th day of January 1968, and  
ending on the 11th day of January 1968,  
upon which days or times of publication aforesaid the said news-  
paper was regularly published.

Ruth Miller  
Subscribed and sworn to before me this 12th day of  
January, A. D. 1968.

John Ehrmantraut  
Notary Public, Burleigh County, N. D.

My commission expires March 7, 1972

Cost of Publication, \$7.68

RMOJL-16

JOHN EHMANTRAUT,  
Notary Public, BURLEIGH CO., N. DAK.  
My Commission Expires MARCH 7,

## NOTICE OF PUBLICATION NORTH DAKOTA INDUSTRIAL COMMISSION

Bismarck, North Dakota

The state of North Dakota by  
its Industrial Commission hereby  
gives notice pursuant to law and  
the rules and regulations of said  
commission promulgated there-  
under of the following public  
hearing to be held at 9:30 a.m.  
on 23 January 1968 in the geology  
building, University of North Da-  
kota, Grand Forks, North Dakota,  
STATE OF NORTH DAKOTA TO:

All named parties and persons  
having any right, title, interest or  
claim in the following cases and  
notice to the public.

CASE NO. 888: On a motion of  
the commission to consider the  
application of Continental Oil  
Company for an order pooling all  
interest in the spacing unit de-  
scribed as the N $\frac{1}{2}$ , Section 33,  
Township 140N, Range 96W,  
Stark County, North Dakota.  
CASE NO. 889: On a motion of the  
commission to consider the ap-  
plication of I. J. Wilhite for an  
order pooling all interest in a  
well spacing unit in the North  
Haas field in Bottineau County,  
North Dakota (NW $\frac{1}{4}$  of Section 22,  
Township 163N, Range 82W) and  
for the purposes of this hearing,  
Wesley Norton and/or C. B.  
Folsom, Jr. are appointed as trial  
examiners for the purpose of re-  
ceiving testimony and exhibits  
at a hearing to be held at 9:30  
a.m. January 23, 1968 at Leonhard  
Hall, University of North Dakota,  
Grand Forks, North Dakota.

NORTH DAKOTA  
INDUSTRIAL COMMISSION  
William L. Guy, Governor  
1/11/68

## LEGAL NOTICES

### NOTICE OF PUBLICATION NORTH DAKOTA INDUSTRIAL COMMISSION

#### BISMARCK, NORTH DAKOTA

The state of North Dakota by its Industrial Commission hereby gives notice — pursuant to law and rules and regulation of set Commission promulgated thereunder of the following public hearing to be held at 9:30 a.m. on 23 January 1968, in the Geology building, University of North Dakota, Grand Forks.

**STATE OF NORTH DAKOTA TO:**  
All named parties and persons having any right, title interest or claim in the following case and notice to the public.

**CASE NO. 888:**

On a motion of the Commission to consider the application of Continental Oil Company for an order pooling all interest in the spacing unit described as the N1/2, Sec. 33, Township 140, N Range 96 West Stark County North Dakota. And for the purpose of this hearing, Wesley Noxon and or C. D. Folsom, Jr. are appointed as trial examiners for the purpose of receiving testimony and exhibits at a hearing to be held at 9:30 a.m. January 23rd, 1968 at Leonard Hall, University of North Dakota, Grand Forks, North Dakota.

**NORTH DAKOTA INDUSTRIAL COMMISSION**  
William L. Guy, Governor

## CERTIFICATE OF PUBLICATION

THE DICKINSON PRESS  
Dickinson, North Dakota

STATE OF NORTH DAKOTA, }

County of Stark.

Carol Glasser, of said state and county, being first duly sworn, on oath says: That S he is the bookkeeper of the Dickinson Press, Inc., publisher of **THE DICKINSON PRESS**, a daily newspaper of general circulation, printed and published at Dickinson, in said county and state, and has been such during the time hereinafter mentioned; and that advertisement headed Notice of Publication

a printed copy of which is hereunto annexed, was printed and published in **THE DICKINSON PRESS**, and in the regular and entire issue of each and every number 1 consecutive weeks, commencing on the 10 day of January A. D. 1968, and ending on the 10 day of January A. D., 1968, both inclusive

Sworn to and subscribed to before me this 10 day of January A. D. 1968.

588  
Date 1-16-68

Harold Nelson

HAROLD NELSON  
State Printer

Ed J. Hauck

Ed J. Hauck  
Notary Public, Stark County, N. Dak.  
My Commission Expires June 7, 1973

# LEGAL NOTICES

## NOTICE OF PUBLICATION NORTH DAKOTA INDUSTRIAL COMMISSION BISMARCK, NORTH DAKOTA

The state of North Dakota by its Industrial Commission hereby gives notice — pursuant to law and rules and regulation of set Commission promulgated thereunder of the following public hearing to be held at 9:30 a.m. on 23 January 1968, in the Geology building, University of North Dakota, Grand Forks.

STATE OF NORTH DAKOTA TO:  
All named parties and persons having any right, title interest or claim in the following case and notice to the public.  
CASE NO. 888:

On a motion of the Commission to consider the application of Continental Oil Company for an order pooling all interest in the spacing unit described as the N1/2, Sec. 33, Township 140 N Range 96 West Stark County, North Dakota. And for the purpose of this hearing, Wesley Norton and or C. D. Folsom, Jr. are appointed as trial examiners for the purpose of receiving testimony and exhibits at a hearing to be held at 9:30 a.m. January 23rd, 1968 at Leonard Hall, University of North Dakota, Grand Forks, North Dakota.  
NORTH DAKOTA INDUSTRIAL COMM.  
William L. Guy, Governor

\$ 5.28

Date 1-26-68

John.

HAROLD NELSON

State Printer

## CERTIFICATE OF PUBLICATION

THE DICKINSON PRESS  
Dickinson, North Dakota

STATE OF NORTH DAKOTA,

County of Stark.

Carol S. Glasser, of said state and county, being first duly sworn, on oath says: That she is the Bookkeeper of the Dickinson Press, Inc., publisher of **THE DICKINSON PRESS**, a daily newspaper of general circulation, printed and published at Dickinson, in said county and state, and has been such during the time hereinafter mentioned; and that advertisement headed

Notice of Publication

a printed copy of which is hereunto annexed, was printed and published in **THE DICKINSON PRESS**, and in the regular and entire issue of each and every number 1 consecutive weeks, commencing on the 10 day of January A. D. 1968, and ending on the 10 day of January A. D., 1968, both inclusive.

Sworn to and subscribed to before me this 22 day of

January A. D. 1968

Carol S. Glasser  
Ed J. Hauck

Ed J. Hauck

Notary Public, Stark County, N. Dak.  
My Commission Expires June 7, 1973