

BEFORE THE INDUSTRIAL COMMISSION

OF THE STATE OF NORTH DAKOTA

CASE NO. 5806
ORDER NO. 6719

IN THE MATTER OF A HEARING CALLED ON A
MOTION OF THE COMMISSION TO CONSIDER THE
APPLICATION OF PLACID OIL CO. FOR AN ORDER
RESCINDING A PERMIT TO DRILL ISSUED TO
CONOCO INC. FOR A WELL IN THE SE/4 OF
SECTION 30, T.140N., R.96W., STARK COUNTY,
NORTH DAKOTA, AND ISSUING A PERMIT TO
DRILL IN SAID SE/4 SECTION TO APPLICANT.

ORDER OF THE COMMISSION

BY THE COMMISSION:

Pursuant to legal notice this cause came on for hearing at 9:00 a.m.
on the 25th day of August, 1993, in Bismarck, North Dakota, before an examiner
appointed by the Industrial Commission of North Dakota, hereinafter referred
to as the "Commission."

NOW, on this 21st day of September, 1993, the Director, on behalf of
the Commission as authorized by the Commission, having considered the
testimony adduced and the exhibits received at said hearing, and being fully
advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the
Commission has jurisdiction of this cause and the subject matter thereof.

(2) That this case should be continued to the earliest possible
regularly scheduled hearing date which is October 27, 1993.

IT IS THEREFORE ORDERED:

(1) That this case is hereby continued to the regularly scheduled
hearing on October 27, 1993.

Dated this 21st day of September, 1993.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission.

/s/ Wesley D. Norton
Wesley D. Norton
Director

BEFORE THE INDUSTRIAL COMMISSION

OF THE STATE OF NORTH DAKOTA

CASE NO. 5806
(CONTINUED)
ORDER NO. 6756

IN THE MATTER OF A HEARING CALLED ON A
MOTION OF THE COMMISSION TO CONSIDER THE
APPLICATION OF PLACID OIL CO. FOR AN ORDER
RESCINDING A PERMIT TO DRILL ISSUED TO
CONOCO INC. FOR A WELL IN THE SE/4 OF
SECTION 30, T.140N., R.96W., STARK COUNTY,
NORTH DAKOTA, AND ISSUING A PERMIT TO
DRILL IN SAID SE/4 SECTION TO APPLICANT.

ORDER OF THE COMMISSION

BY THE COMMISSION:

Pursuant to legal notice this cause came on for hearing at 9:00 a.m.
on the 27th day of October, 1993, in Bismarck, North Dakota, before an examiner
appointed by the Industrial Commission of North Dakota, hereinafter referred
to as the "Commission."

NOW, on this 12th day of November, 1993, the Director, on behalf of
the Commission as authorized by the Commission, having considered the
testimony adduced and the exhibits received at said hearing, and being fully
advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the
Commission has jurisdiction of this cause and the subject matter thereof.

(2) That counsel for the applicant requests that this case be
dismissed without prejudice.

IT IS THEREFORE ORDERED:

(1) That this case is dismissed without prejudice.

Dated this 12th day of November, 1993.

INDUSTRIAL COMMISSION
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission.

/s/ Wesley D. Norton, Director

STATE OF NORTH DAKOTA

COUNTY OF BURLEIGH

AFFIDAVIT OF MAILING

I, Donna Bauer, being duly sworn upon oath, depose and say: That on the 19th day of November, 1993, I enclosed in separate envelopes true and correct copies of the attached Order No. 6756 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, all of whom appeared at the hearing of the Industrial Commission in Case No. 5806 :

Fleck, Mather & Strutz Ltd.
400 E. Broadway
Suite 600
P. O. Box 2798
Bismarck, ND 58502

Mr. Lawrence Bender
Pearce & Durick
P. O. Box 400
Bismarck, ND 58502

Mr. Gil Ridl
45 College Ave.
Dickinson, ND 58601

Donna Bauer
Donna Bauer
Oil & Gas Division

On this 24th day of November, 19 93, before me personally appeared Donna Bauer 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.

Eric Roberson

Notary Public

State of North Dakota County of Burleigh
My Commission expires 11-3-98

STATE OF NORTH DAKOTA)
)
 COUNTY OF BURLEIGH)
)

AFFIDAVIT OF MAILING

I, Donna Bauer, being duly sworn upon oath, depose and say: That on the 30th day of September, 1993, I enclosed in separate envelopes true and correct copies of the attached Order No. 6719 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, all of whom appeared at the hearing of the Industrial Commission in Case No. 5806 :

Fleck, Mather & Strutz Ltd.
 400 E. Broadway
 Suite 600
 P. O. Box 2798
 Bismarck, ND 58502

Mr. Lawrence Bender
 Pearce & Durick
 P. O. Box 400
 Bismarck, ND 58502

Mr. Gil Ridl
 45 College Ave.
 Dickinson, ND 58601

Donna Bauer
 Donna Bauer
 Oil & Gas Division

On this 4th day of October, 1993, before me personally appeared Donna Bauer 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.

Eric Peterson
 Notary Public
 State of North Dakota County of Burleigh
 My Commission expires 11-3-98



BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

IN THE MATTER OF THE APPEAL BY)
PLACID OIL CO. FROM A DECISION OF)
THE DIRECTOR DENYING A PERMIT TO)
DRILL A WELL TO THE LODGEPOLE POOL)
AT A LOCATION IN THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF)
SECTION 30, TOWNSHIP 140 NORTH,)
RANGE 96 WEST, STARK COUNTY, NORTH)
DAKOTA.)

NOTICE OF APPEAL

COMES NOW the appellant, Placid Oil Co., and respectfully
alleges as follows:

1. That it is the owner of an interest in the oil and gas
leasehold estate underlying the S $\frac{1}{2}$ of Section 30, Township 140
North, Range 96 West, Stark County, North Dakota.

2. That by application for permit to drill dated June 29,
1993, received by the Commission on June 30, 1993, appellant sought
the issuance of a permit to drill a well to a depth sufficient to
test the Lodgepole formation at a location approximately 760 feet
from the south line and 660 feet from the east line of Section 30,
Township 140 North, Range 96 West, Stark County, North Dakota.
Upon information and belief, at the time the Commission received
appellant's application, no other permits to drill had been issued
in the Lodgepole spacing unit consisting of the S $\frac{1}{2}$ of said Section
30, nor had any applications for such permits been received by the
Commission.

3. By letter dated July 2, 1993, appellant's application was
returned to appellant "because it cannot be approved." Said letter
also references the approval and issuance of an APD to Conoco, Inc.
for a Lodgepole test in the SE $\frac{1}{4}$ of Section 30. The letter does

1 not, however, state that the Conoco application was received prior
2 to appellant's application.

3 4. Upon information and belief, appellant alleges that its
4 application was not approved by the Commission prior to Conoco's
5 filing of an application solely because appellant did not, on June
6 30, 1993, have a bond on file with the Commission. Section 43-02-
7 03-15 requires the submittal of a bond "prior to commencing
8 drilling operations." Section 43-02-03-16 of the North Dakota
9 Administrative Code requires an application for permit to drill to
10 be accompanied by a plat. However, nothing in either regulation,
11 or in any of the other statutes, rules, or regulations governing
12 the Commission, requires the filing of a bond prior to obtaining a
13 permit to drill, so long as a bond is obtained prior to commencing
14 drilling operations.

15 5. Section 43-02-03-16 specifically allows an applicant for
16 permit to drill to appeal a decision of the director denying a
17 permit to the Commission. Pursuant to that authority, appellant
18 hereby appeals the July 2, 1993 termination of the director, acting
19 by and through the assistant director, denying the appellant's
20 application for permit to drill.

21 WHEREFORE, the applicant respectfully requests that the
22 Commission reverse the decision of the director and issue a permit
23 in accordance with appellant's application dated June 29, 1993. To
24 the extent such relief requires the cancellation or revocation of
25 the permit issued to Conoco, Inc., such relief is hereby requested
26 on the basis that Conoco, or its representatives, had full

1 knowledge of appellant's application prior to filing its own
2 application and that its rights are therefore subject to the rights
3 of appellant.

4 Respectfully submitted this 19th day of July, 1993.

5 PLACID OIL CO.

6 FLECK, MATHER & STRUTZ, LTD.
7 Attorneys for Placid Oil Co.
8 Suite 600, 400 East Broadway
9 P.O. Box 2798
10 Bismarck, ND 58502

11 By: 

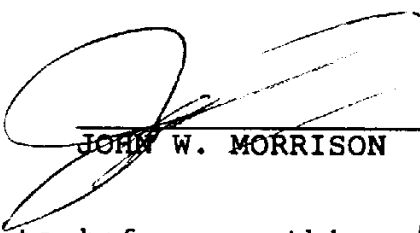
JOHN W. MORRISON

12 STATE OF NORTH DAKOTA)

13) ss.


COUNTY OF BURLEIGH)

14 John W. Morrison, being first duly sworn on oath, deposes and
15 says that he is the attorney for the appellant herein named, that
16 he has read the above and foregoing notice of appeal, knows the
contents thereof, and that the same is true to the best of this
affiant's knowledge, information and belief.

17 
18 JOHN W. MORRISON

19
20 Subscribed and sworn to before me this 19th day of July,
21 1993.

22 (SEAL)


23 Holly M. Rosenbrook, Notary Public
24 Burleigh County, North Dakota
My Commission Expires: 5/17/97

25 HOLLY M. ROSEN BROOK
Notary Public, STATE OF NORTH DAKOTA
26 My Commission Expires MAY 17, 1997

LAW OFFICES OF
FLECK, MATHER & STRUTZ, LTD.

400 EAST BROADWAY, SUITE 600

NORWEST BANK BUILDING

P. O. BOX 2798

BISMARCK, NORTH DAKOTA 58502

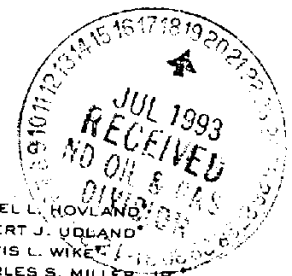
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BRIAN R. BJELLA
JOHN W. MORRISON

DANIEL L. HOVLAND
ROBERT J. UQLAND
CURTIS L. WIKER
CHARLES S. MILLER, JR.
CRAIG C. SMITH**
SCOTT K. FORSBORG***
DEENELLE L. RUUD*
JACLIN M. WIKER

ALSO LICENSED IN:
*MINNESOTA
**MONTANA
***IOWA
***SOUTH DAKOTA



July 19, 1993

Ms. Karlene Fine
Secretary
NORTH DAKOTA INDUSTRIAL
COMMISSION
Governor's Office
State Capitol
Bismarck, ND 58505

Dear Ms. Fine:

In Re: Placid Oil Co.
Township 140 North, Range 96 West
Section 30: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Stark County, North Dakota

Enclosed please find Placid Oil Company's appeal from the July 2, 1993 termination of the Commission to deny Placid's application for permit to drill a well to a depth sufficient to test the Lodgepole formation in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, Township 140 North, Range 96 West, Stark County, North Dakota.

The applicable rules governing appeals from determinations of the director do not address whether a hearing must be had prior to consideration by the full commission. Although we do not believe such a hearing is required, we do not have any objection to the hearing. I would suggest that the matter be scheduled for the regular hearings on August 25, 1993. If the Commission addresses the appeal prior to that time, any hearing can always be dismissed.

I appreciate your assistance in this regard. If you have any questions, please let me know.

Very truly yours,

JOHN W. MORRISON

hmr
Enclosure

Ms. Karlene Fine
July 19, 1993
Page 2

cc:

Mr. Wes Norton
Oil & Gas Division
ND INDUSTRIAL COMMISSION
600 East Boulevard
Bismarck, ND 58505-0840

Mr. Jack Wilborn
Oil & Gas Division
ND INDUSTRIAL COMMISSION
600 East Boulevard
Bismarck, ND 58505-0840

Mr. Charles M. Carvell
Assistant Attorney General
ND INDUSTRIAL COMMISSION
600 East Boulevard
Bismarck, ND 58505-0840

Ron Hurst
PLACID OIL CO.
3900 Thanksgiving Tower
Dallas, TX 75201

CONOCO, INC.
c/o Lawrence Bender
Attorney at Law
P.O. Box 400
Bismarck, ND 58502-0400

LAW OFFICES OF
FLECK, MATHER & STRUTZ, LTD.

400 EAST BROADWAY, SUITE 600

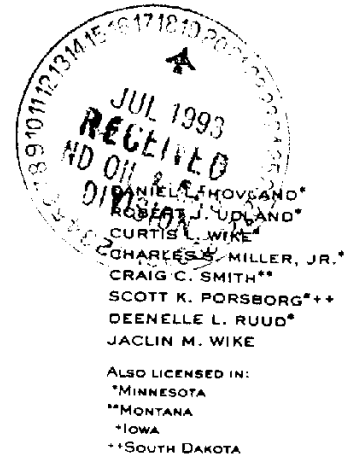
NORWEST BANK BUILDING

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ERNEST R. FLECK
RUSSELL R. MATHER
WILLIAM A. STRUTZ
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GARY R. WOLBERG*
PAUL W. SUMMERS
STEVEN A. STORSLEE*
BRIAN R. BJELLA
JOHN W. MORRISON



July 19, 1993

Ms. Karlene Fine
Secretary
NORTH DAKOTA INDUSTRIAL
COMMISSION
Governor's Office
State Capitol
Bismarck, ND 58505

Dear Ms. Fine:

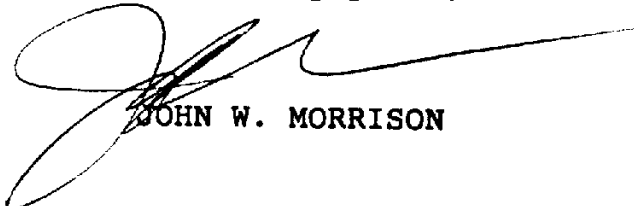
In Re: Placid Oil Co.
Township 140 North, Range 96 West
Section 30: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Stark County, North Dakota

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Very truly yours,



JOHN W. MORRISON

hmr
Enclosure

Ms. Karlene Fine
July 19, 1993
Page 2

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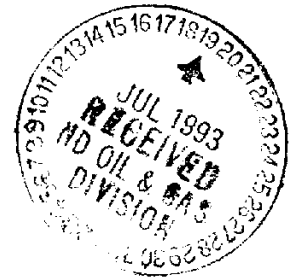
Mr. Wes Norton
Oil & Gas Division
ND INDUSTRIAL COMMISSION
600 East Boulevard
Bismarck, ND 58505-0840

Mr. Jack Wilborn
Oil & Gas Division
ND INDUSTRIAL COMMISSION
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Mr. Charles M. Carvell
Assistant Attorney General
ND INDUSTRIAL COMMISSION
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Bismarck, ND 58505-0840

Ron Hurst
PLACID OIL CO.
3900 Thanksgiving Tower
Dallas, TX 75201

CONOCO, INC.
c/o Lawrence Bender
Attorney at Law
P.O. Box 400
Bismarck, ND 58502-0400



BEFORE THE INDUSTRIAL COMMISSION
OF THE STATE OF NORTH DAKOTA

IN THE MATTER OF THE APPEAL BY)
PLACID OIL CO. FROM A DECISION OF)
THE DIRECTOR DENYING A PERMIT TO)
DRILL A WELL TO THE LODGEPOLE POOL)
AT A LOCATION IN THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF)
SECTION 30, TOWNSHIP 140 NORTH,)
RANGE 96 WEST, STARK COUNTY, NORTH)
DAKOTA.)

NOTICE OF APPEAL

COMES NOW the appellant, Placid Oil Co., and respectfully
alleges as follows:

1. That it is the owner of an interest in the oil and gas
leasehold estate underlying the S $\frac{1}{2}$ of Section 30, Township 140
North, Range 96 West, Stark County, North Dakota.

2. That by application for permit to drill dated June 29,
1993, received by the Commission on June 30, 1993, appellant sought
the issuance of a permit to drill a well to a depth sufficient to
test the Lodgepole formation at a location approximately 760 feet
from the south line and 660 feet from the east line of Section 30,
Township 140 North, Range 96 West, Stark County, North Dakota.
Upon information and belief, at the time the Commission received
appellant's application, no other permits to drill had been issued
in the Lodgepole spacing unit consisting of the S $\frac{1}{2}$ of said Section
30, nor had any applications for such permits been received by the
Commission.

3. By letter dated July 2, 1993, appellant's application was
returned to appellant "because it cannot be approved." Said letter
also references the approval and issuance of an APD to Conoco, Inc.
for a Lodgepole test in the SE $\frac{1}{4}$ of Section 30. The letter does

1 not, however, state that the Conoco application was received prior
2 to appellant's application.

3 4. Upon information and belief, appellant alleges that its
4 application was not approved by the Commission prior to Conoco's
5 filing of an application solely because appellant did not, on June
6 30, 1993, have a bond on file with the Commission. Section 43-02-
7 03-15 requires the submittal of a bond "prior to commencing
8 drilling operations." Section 43-02-03-16 of the North Dakota
9 Administrative Code requires an application for permit to drill to
10 be accompanied by a plat. However, nothing in either regulation,
11 or in any of the other statutes, rules, or regulations governing
12 the Commission, requires the filing of a bond prior to obtaining a
13 permit to drill, so long as a bond is obtained prior to commencing
14 drilling operations.

15 5. Section 43-02-03-16 specifically allows an applicant for
16 permit to drill to appeal a decision of the director denying a
17 permit to the Commission. Pursuant to that authority, appellant
18 hereby appeals the July 2, 1993 termination of the director, acting
19 by and through the assistant director, denying the appellant's
20 application for permit to drill.

21 WHEREFORE, the applicant respectfully requests that the
22 Commission reverse the decision of the director and issue a permit
23 in accordance with appellant's application dated June 29, 1993. To
24 the extent such relief requires the cancellation or revocation of
25 the permit issued to Conoco, Inc., such relief is hereby requested
26 on the basis that Conoco, or its representatives, had full

1 knowledge of appellant's application prior to filing its own
2 application and that its rights are therefore subject to the rights
3 of appellant.

4 Respectfully submitted this 19th day of July, 1993.

5 PLACID OIL CO.

6 FLECK, MATHER & STRUTZ, LTD.
7 Attorneys for Placid Oil Co.
8 Suite 600, 400 East Broadway
9 P.O. Box 2798
10 Bismarck, ND 58502

11 By: 

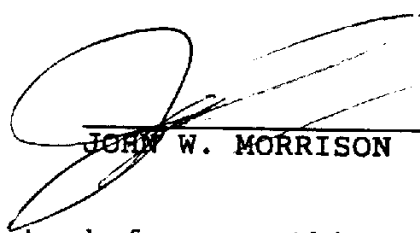
JOHN W. MORRISON

12 STATE OF NORTH DAKOTA)

13 COUNTY OF BURLEIGH)

ss.

14 John W. Morrison, being first duly sworn on oath, deposes and
15 says that he is the attorney for the appellant herein named, that
16 he has read the above and foregoing notice of appeal, knows the
17 contents thereof, and that the same is true to the best of this
18 affiant's knowledge, information and belief.

19 
JOHN W. MORRISON

20 Subscribed and sworn to before me this 19th day of July,
21 1993.

22 (SEAL)

23 Holly M. Rosenbrook
24 Holly M. Rosenbrook, Notary Public
25 Burleigh County, North Dakota
26 My Commission Expires: 5/17/97

HOLLY M. ROSENBROOK
Notary Public, STATE OF NORTH DAKOTA
My Commission Expires MAY 17, 1997

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 thereunder of the following public hearing to be held at 9:00 a.m. on October 27, 1993, Pioneer Room, State Capitol, Bismarck, North Dakota. For the purpose of this hearing, the Commission, any member thereof acting as Examiner, or an Examiner appointed by the Commission will receive testimony and exhibits.

ATTENTION PERSONS WITH DISABILITIES: If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota Industrial Commission at 701-224-3722 by October 13, 1993.

STATE OF NORTH DAKOTA TO:

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

CASE NO. 5806: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER RESCINDING A PERMIT TO DRILL ISSUED TO CONOCO INC. FOR A WELL IN THE SE/4 OF SECTION 30, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, AND ISSUING A PERMIT TO DRILL IN SAID SE/4 SECTION TO APPLICANT. CASE NO. 5785: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER ALLOWING A SECOND WELL TO BE PERMITTED AND DRILLED ON A SPACING UNIT FOR THE DICKINSON- LODGEPOLE POOL DESCRIBED AS THE N/2 OF SECTION 31, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, OR, ALTERNATIVELY, ESTABLISHING A ZONE OF 160-ACRE SPACING WITHIN THE DICKINSON-LODGEPOLE POOL DESCRIBED AS SAID N/2 OF SECTION 31.

Signed by,
Edward T. Schafer, Governor
Chairman, ND Industrial Commission
(Published September 28, 1993)

CERTIFICATE OF PUBLICATION
THE DICKINSON PRESS
Dickinson, North Dakota

STATE OF NORTH DAKOTA, }

County of Stark. }

Belle L. Krank

, of said state and county, being first duly sworn, on oath says: That 5 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

Legal--Case No. 5806

\$28.62

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 28 day of September A.D. 19⁹³, and ending on the 28 day of September A.D., 19⁹³, both inclusive.

Sworn to and subscribed to before me this 28th day of September A.D. 19⁹³.

Marilyn Wanner

MARLYN WANNER

Notary Public, STARK COUNTY, N.DAK.
My Commission Expires APRIL 28, 1994

THE BISMARCK TRIBUNE

P.O. BOX 1498 BISMARCK, NORTH DAKOTA 58502-1498
(701) 223-2500 IN STATE (800) 472-2273

IND COMM-OIL & GAS DIV

**CR54

500 BISMARCK BOULEVARD
NO 58505 AV

ek

LEGAL PUBLICA

D=Distribution
I=Inches
L=Lines

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 thereunder of the following public hearing to be held at 9:00 a.m. on October 27, 1993, Pioneer Room, State Capitol, Bismarck, North Dakota. For the purpose of this hearing, the Commission, any member thereof acting as Examiner, or an Examiner appointed by the Commission will receive testimony and exhibits.

ATTENTION PERSONS WITH DISABILITIES: If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota Industrial Commission at 701-224-3722 by October 13, 1993.

STATE OF NORTH DAKOTA TO:
All named parties and persons having any right, title, interest, or claim in the following cases and notices to the public. CASE NO. 5833: ON A MOTION OF THE COMMISSION TO CONSIDER THE PROPER SPACING FOR THE DEVELOPMENT OF THE DIMOND-MADISON POOL, BURKE COUNTY, NORTH DAKOTA, REDEFINE THE LIMITS OF THE FIELD, AND ENACT SUCH SPECIAL FIELD RULES AS MAY BE NECESSARY. EAGLE OPERATING INC. CASE NO. 5834: ON A MOTION OF THE COMMISSION TO CONSIDER THE PROPER SPACING FOR THE DEVELOPMENT OF THE LUCY-MADISON POOL, BURKE COUNTY, NORTH DAKOTA, REDEFINE THE LIMITS OF THE FIELD, AND ENACT SUCH SPECIAL FIELD RULES AS MAY BE NECESSARY. PATRICK PETROLEUM COMPANY. CASE NO. 5835: ON A MOTION OF THE COMMISSION TO CONSIDER AMENDING THE SIZE OF THE SPACING UNITS FOR THE LITTLE KNIFE-DUPEROW POOL IN SECTIONS 13 AND 24, T.145N., R.98W., AND SECTIONS 18 AND 19, T.145N., R.97W., DUNN COUNTY, NORTH DAKOTA, OR ANY PORTION THEREOF. CASE NO. 5836: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF ANR PRODUCTION COMPANY FOR AN ORDER PERMITTING THE DRILLING OF A WELL APPROXIMATELY 1090 FEET FROM THE NORTH LINE AND 550 FEET FROM THE EAST LINE OF SECTION 29, T.157N., R.87W., WARD COUNTY, NORTH DAKOTA, AS AN EXCEPTION TO THE SPACING REQUIREMENTS OF NORTH DAKOTA ADMINISTRATIVE CODE SECTION 43-02-03-18. CASE NO. 5837: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF KISKA OIL COMPANY FOR AN ORDER PERMITTING THE DRILLING OF A WELL APPROXIMATELY 1200 FEET FROM THE NORTH LINE AND 660 FEET FROM THE WEST LINE OF SECTION 11, T.145N., R.62W., FOSTER COUNTY, NORTH DAKOTA, AS AN EXCEPTION TO THE SPACING REQUIREMENTS OF NORTH DAKOTA ADMINISTRATIVE CODE SECTION 43-02-03-18. CASE NO. 5358: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF MERIDIAN OIL INC. FOR AN ORDER POOLING ALL INTERESTS IN A SPACING UNIT IN THE FLAT TOP BUTTE-BAKKEN POOL DESCRIBED AS ALL OF SECTION 11, T.146N., R.102W., MCKENZIE COUNTY, NORTH DAKOTA, AND AUTHORIZING THE RECOVERY FROM EACH NONPARTICIPATING LESSEE OF A RISK PENALTY AS PROVIDED BY SECTION 38-08-08 OF THE NORTH DAKOTA CENTURY CODE.

BILLING PERIOD

VENDOR NUMBER

REFERENCE PAGE NO. CLASS
ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF TEXACO EXPLORATION AND PRODUCTION INC. FOR AN ORDER AUTHORIZING THE FLARING OF GAS FROM THE SILURIAN #49-1 WELL LOCATED IN THE NE/4 SE/4 OF SECTION 13, T.153N., R.96W., MCKENZIE COUNTY, NORTH DAKOTA, CHARLSON-SILURIAN POOL, AS AN EXCEPTION TO APPLICABLE FIELD RULES, IF ANY, AND TO THE PROVISIONS OF SECTION 38-08-06.4 OF THE NORTH DAKOTA CENTURY CODE AND AUTHORIZING SUCH FURTHER AND ADDITIONAL RELIEF AS THE COMMISSION MAY DEEM APPROPRIATE. CASE NO. 5761: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF CONOCO INC. FOR AN ORDER AUTHORIZING THE FLARING OF GAS FROM THE STENSRUD #1 WELL LOCATED IN THE NW/4 NE/4 OF SECTION 15, T.146N., R.102W., MCKENZIE COUNTY, NORTH DAKOTA, COVERED BRIDGE-BAKKEN POOL, AS AN EXCEPTION TO APPLICABLE FIELD RULES AND TO THE PROVISIONS OF SECTION 38-08-06.4 OF THE NORTH DAKOTA CENTURY CODE, AUTHORIZING SUCH FURTHER AND ADDITIONAL RELIEF AS THE COMMISSION MAY DEEM APPROPRIATE. CASE NO. 5806: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER RESCINDING A PERMIT TO DRILL ISSUED TO CONOCO INC. FOR A WELL IN THE SE/4 OF SECTION 30, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, AND ISSUING A PERMIT TO DRILL IN SAID SE/4 SECTION TO APPLICANT. CASE NO. 5785: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER ALLOWING A SECOND WELL TO BE PERMITTED AND DRILLED ON A SPACING UNIT FOR THE DICKINSON-LODGEPOLE POOL DESCRIBED AS THE N/2 OF SECTION 31, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, OR, ALTERNATIVELY, ESTABLISHING A ZONE OF 160-ACRE SPACING WITHIN THE DICKINSON-LODGEPOLE POOL DESCRIBED AS SAID N/2 OF SECTION 31.

Signed by,
Edward T. Schafer, Governor
Chairman, ND Industrial Commission
9/29 4576

AFFIDAVIT OF PUBLICATION
STATE OF NORTH DAKOTA } ss
County of Burleigh
BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF NORTH DAKOTA, E
BEING DULY SWORN, DEPOSES AND SAYS THAT HE IS THE CLERK
THAT THE ABOVE PUBLICATIONS Notice of Pub
AT THE PLACE SIGNED 9/29
PATRICIA J. NELSON
Notary Public, STATE OF NO
My Commission Expires N

PAYMENT TERMS

Due 10th of month following charges

DETACH
HERE

BILL-TO NUMBER

113599-7

BILLING DATE

09/30/93

SOLD-TO NUMBER

113599-7

IND COMM-OIL & GAS DIV

LEGAL PUBLICA

INVOICE NO. 113599

THE BISMARCK TRIBUNE

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(701) 223-2500 IN STATE (800) 472-2273

INVOICE GROUP TL

**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 thereunder of the following public hearing to be held at 9:00 a.m. on October 27, 1993, Pioneer Room, State Capitol, Bismarck, North Dakota. For the purpose of this hearing, the Commission, or any member thereof acting as Examiner, or an Examiner appointed by the Commission will receive testimony and exhibits. **ATTENTION PERSONS WITH DISABILITIES:** If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota Industrial Commission at 701-224-3722 by October 13, 1993.

STATE OF NORTH DAKOTA TO:

All named parties and persons having any right, title, interest, or claim in the following cases and notices to the public. **CASE NO. 5806 (CONTINUED) ON A MOTION OF THE COMMISSION TO OIL CO. FOR AN ORDER RESCINDING A PERMIT TO DRILL ISSUED TO CONOCO INC. FOR A WELL IN THE SE/4 OF SECTION 30, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, AND ISSUING A PERMIT TO DRILL IN SAID SE/4 SECTION TO APPLICANT, CASE NO. 5785. (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER ALLOWING A SECOND WELL TO BE PERMITTED AND DRILLED ON A SPACING UNIT FOR THE DICKINSON- LODGEPOLE POOL DESCRIBED AS SAID N/2 OF SECTION 31, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, OR, ALTERNATIVELY, ESTABLISHING A ZONE OF 160-ACRE SPACING WITHIN THE DICKINSON-LODGEPOLE POOL DESCRIBED AS SAID N/2 OF SECTION 31.**

Signed by,
Edward T. Schaefer, Governor
Chairman, ND Industrial Commission
(Published September 28, 1993)

**CERTIFICATE OF PUBLICATION
THE DICKINSON PRESS
Dickinson, North Dakota**

STATE OF NORTH DAKOTA, }
County of Stark.

Reile L. Krank

, of said state and county, being first duly sworn, on oath says: That 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

Legal--Case No. 5806

\$28.62

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 28

day of September, A.D. 1993, and ending on the 28

day of September, A.D. 1993, both inclusive.

Reile L. Krank

Sworn to and subscribed to before me this 28th

September

A.D. 1993

MARLYN WANNER

Notary Public, STARK COUNTY, N.DAK

My Commission Expires APRIL 28, 1994

CERTIFICATE OF PUBLICATION
THE DICKINSON PRESS
 Dickinson, North Dakota

STATE OF NORTH DAKOTA, }
 County of Stark.
 Before L. Krank, of said state and county, being first duly sworn, on oath says: That he is the bookkeeper of the 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

Legal--Case No. 5806

\$223.92

a printed copy of which is hereto 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 4

day of August A.D. 19 93, and ending on the 4

day of August A.D. 19 93, both inclusive.

Sworn to and subscribed to before me this 4th day of

August A.D. 1993

Marylyn Wanner
 Notary Public, STARK COUNTY, N.DAK.
 My Commission Expires APRIL 28, 1994

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 thereunder of the following public hearing to be held at 9:00 a.m. on August 25, 1993, Pioneer Room, State Capitol, Bismarck, North Dakota. For the purpose of this hearing, the Commission, any member thereof acting as Examiner, or an Examiner appointed by the Commission will receive testimony and exhibits.

STATE OF NORTH DAKOTA TO:

All named parties and persons having any right, title, interest, or claim in the following cases and notices to the public. CASE NO. 5806: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER RESCINDING A PERMIT TO DRILL THE SE/4 OF SECTION 30, T.140N, R.96W, STARK COUNTY, NORTH DAKOTA, AND ISSUING A PERMIT TO DRILL IN SAID SE/4 SECTION TO APPLICANT. CASE NO. 5805: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER ALLOWING A SECOND WELL TO BE PERMITTED AND DRILLED ON A SPACING UNIT FOR THE DICKINSON-LODGEPOLE POOL DESCRIBED AS THE N/2 OF SECTION 31, T.140N, R.96W, STARK COUNTY, NORTH DAKOTA, OR, ALTERNATIVELY, ESTABLISHING A ZONE OF 160-ACRE SPACING WITHIN THE DICKINSON-LODGEPOLE POOL DESCRIBED AS SAID N/2 OF SECTION 31.

Signed by,
 Edward T. Schaefer, Governor
 Chairman, ND Industrial Commission
 (Published Aug. 4, 1993)

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(701) 223-2500 IN STATE (800) 472-2273

IND COMM-CIL & GAS DIV

**CR54

500
BISMARCK

BOULEVARD

ND 58505

AV

CASE NO.

5803: ON A MOTION OF THE COMMISSION

TO CONSIDER THE APPLICATION OF THE WILLIAM HERBERT HUNT TRUST ESTATE FOR AN ORDER PERMITTING THE LIND #3-13-3C WELL, LOCATED APPROXIMATELY 870 FEET FROM THE SOUTH LINE AND 670 FEET FROM THE EAST LINE OF SECTION 13, T.145N., R.98W., MCKENZIE COUNTY, NORTH DAKOTA, TO BE RECOMPLETED IN THE LITTLE KNIFE-DUPEROW POOL AS AN EXCEPTION TO THE FIELD RULES FOR THE LITTLE KNIFE-DUPEROW POOL. CASE NO. 5804: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF EOG (NEW MEXICO) INC. FOR AN ORDER TO PERMIT THE DRILLING OF A WELL LOCATED APPROXIMATELY 1880 FEET FROM THE SOUTH LINE AND 1270 FEET FROM THE WEST LINE OF SECTION 1, N.157N., R.86W., WARD COUNTY, NORTH DAKOTA, AS AN EXCEPTION TO THE SPACING REQUIREMENTS OF SECTION 43-02-03-18 OF THE NORTH DAKOTA ADMINISTRATIVE CODE. CASE NO. 5805: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF EOG (NEW MEXICO) INC. FOR AN ORDER TO PERMIT THE DRILLING OF A WELL LOCATED APPROXIMATELY 660 FEET FROM THE SOUTH LINE AND 660 FEET FROM THE EAST LINE OF SECTION 4, T.160N., R.78W., BOTTINEAU COUNTY, NORTH DAKOTA, AS AN EXCEPTION TO THE SPACING REQUIREMENTS FOR THE SOUTH STARBUCK-MADISON POOL. CASE NO. 5806: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER RESCINDING A PERMIT TO DRILL ISSUED TO CONOCO INC. FOR A WELL IN THE SE1/4 OF SECTION 30, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, AND ISSUING A PERMIT TO DRILL IN SAID SE1/4 SECTION TO APPLICANT. CASE NO. 5807: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PLACID OIL CO. FOR AN ORDER ALLOWING A SECOND WELL TO BE PERMITTED AND DRILLED ON A SPACING UNIT FOR THE DICKINSON-LODGEPOLE POOL DESCRIBED AS THE N1/2 OF SECTION 31, T.140N., R.96W., STARK COUNTY, NORTH DAKOTA, OR; ALTERNATIVELY, ESTABLISHING A ZONE OF 160-ACRE SPACING WITHIN THE DICKINSON-LODGEPOLE POOL DESCRIBED AS SAID N1/2 OF SECTION 31. CASE NO. 5761: (CONTINUED) ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF CONOCO INC. FOR AN ORDER AUTHORIZING THE FLARING OF GAS FROM THE STENSRUD #1 WELL LOCATED IN THE NW1/4 NE1/4 OF SECTION 15, T.146N., R.102W., MCKENZIE COUNTY, NORTH DAKOTA, COVERED BRIDGE-BAKKEN POOL, AS AN EXCEPTION TO APPLICABLE FIELD RULES AND TO THE PROVISIONS OF SECTION 38-08-06.4 OF THE NORTH DAKOTA CENTURY CODE, AUTHORIZING SUCH FURTHER AND ADDITIONAL RELIEF AS THE COMMISSION MAY DEEM APPROPRIATE.

Signed by,
Edward T. Schafer, Governor
Chairman, ND Industrial Commission
8/5 - 26159

BILL-TO NUMBER

137052-6

VENDOR NUMBER

D-Distribution
I-Inches
L-Lines

DATES	DESCRIPTION	CLASS CODE	AD SIZE	TIMES	TOTAL UNITS	RATE
08-05	08-05 NOTICE OF PUBLICATION	0001		1	131L	.50
<p>NOTICE OF PUBLICATION NORTH DAKOTA INDUSTRIAL COMMISSION BISMARCK, NORTH DAKOTA</p> <p>The State of North Dakota by its Industrial Commission hereby gives notice pursuant to law and the rules and regulations of said Commission promulgated thereunder of the following public hearing to be held at 9:00 a.m. on August 25, 1993, Pioneer Room, State Capitol, Bismarck, North Dakota. For the purpose of this hearing, the Commission, any member thereof acting as Examiner, or an Examiner appointed by the Commission will receive testimony and exhibits.</p> <p>STATE OF NORTH DAKOTA TO: All named parties and persons having any right, title, interest, or claim in the following cases and notices to the public. CASE NO. 5800: ON A MOTION OF THE COMMISSION TO CONSIDER THE PROPER SPACING FOR THE DEVELOPMENT OF THE SHEALEY-MADISON POOL, WARD COUNTY, NORTH DAKOTA, REDEFINE THE LIMITS OF THE FIELD, AND ENACT SUCH SPECIAL FIELD RULES AS MAY BE NECESSARY. EQUITABLE RESOURCES ENERGY COMPANY. CASE NO. 5801: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF BALCORN OIL FOR AN ORDER ESTABLISHING A 320-ACRE SPACING UNIT IN THE SHEALEY-MADISON POOL, DESCRIBED AS THE N1/2 OF SECTION 22, T.154N., R.87W., WARD COUNTY, NORTH DAKOTA, AND ALLOWING A HORIZONTAL WELL TO BE DRILLED AND COMPLETED THEREON, OR FOR SUCH OTHER AND FURTHER RELIEF AS THE COMMISSION MAY DEEM APPROPRIATE. CASE NO. 5802: ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF GREAT AMERICAN ROYALTIES, INC. FOR AN ORDER TO PERMIT THE FLARING OF GAS PRODUCED FROM THE #8-26 ZEPP WELL, LOCATED IN THE SE NE OF SECTION 26, T.161N., R.92W., FOOTHILLS FIELD, BURKE COUNTY, NORTH DAKOTA, AS AN EXCEPTION TO THE REQUIREMENTS OF SECTION 38-08-06.4 OF THE NORTH DAKOTA CENTURY CODE.</p>						
<p>AFFIDAVIT OF PUBLICATION STATE OF NORTH DAKOTA County of Burleigh</p> <p>BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF NORTH DAKOTA, PERSONALLY BEING DULY SWORN, DEPOSES AND SAYS THAT HE IS THE CLERK OF THE BISMARCK TRIBUNE, AND THAT THE ABOVE PUBLICATIONS WERE MADE THROUGHOUT THE DATES SHOWN, AND SWORN AND SUBSCRIBED TO BEFORE ME THIS DAY OF</p> <p><i>Patricia J. Nelson</i> Notary Public in and for the State of North Dakota, Residing at Bismarck</p>						
<p>PATRICIA J. NELSON Notary Public, STATE OF NORTH DAKOTA My Commission Expires NOV. 23, 1997</p>						

PAYMENT TERMS

Due 10th of month following charges

NUMBER

12-6

BILLING DATE

08/06/93

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