

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 9902  
ORDER NO. 11661

IN THE MATTER OF A HEARING CALLED ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF PETRO-HUNT, L.L.C. FOR AN ORDER POOLING ALL INTERESTS IN A SPACING UNIT FOR THE BURG-BAKKEN POOL, SECTION 24, T.160N., R.99W., DIVIDE COUNTY, ND; AUTHORIZING THE RECOVERY FROM EACH NON-PARTICIPATING OWNER OF A RISK PENALTY AS PROVIDED IN NDCC § 38-08-08 AND FOR 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 January, 2008.
- (2) Pursuant to North Dakota Administrative Code Section 43-02-03-88.1, the Director is authorized to sign, on behalf of the Commission, orders relating to, inter alia, pooling under North Dakota Century Code (NDCC) Section 38-08-08.
- (3) The applicant is the owner of an interest in an oil and gas leasehold estate in a spacing unit for the Burg-Bakken Pool described as all of Section 24, Township 160 North, Range 99 West, Divide County, North Dakota.
- (4) Said spacing unit is created in accordance with an order of the Commission and there are separately owned tracts and/or separately owned interests in the spacing unit, and some of the owners thereof have not voluntarily pooled their interests for the development and operation of said spacing unit.
- (5) The Commission makes no findings with regard to the specific acreage or percentage attributed to separately owned tracts or interests.
- (6) NDCC Section 38-08-08 requires the Commission to enter a pooling order upon application when two or more separately owned tracts are embraced within a spacing unit, or there are separately owned interests in all or a part of a spacing unit, in the absence of voluntary pooling. The section further provides that working interest owners in the spacing unit shall pay

their share of the reasonable actual cost of drilling and operating the well plus a reasonable charge for supervision. In addition to such costs and charges, nonparticipating lessees may be required to pay a risk penalty of 200 percent and unleased mineral interest owners may be required to pay a risk penalty of 50 percent of their share of the reasonable actual cost of drilling and completing the well.

(7) Applicant requests an order of the Commission pooling all interests in the spacing unit, and allowing the recovery of a risk penalty from nonparticipating owners.

(8) There were no objections to this application.

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

IT IS THEREFORE ORDERED:

(1) All oil and gas interests in a spacing unit for the Burg-Bakken Pool described as all of Section 24, Township 160 North, Range 99 West, Divide County, North Dakota, are hereby pooled for the development and operation of the spacing unit.

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

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

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

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

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

(7) If a lessee owning an interest in the spacing unit elects not to participate in the risk and cost of drilling a well thereon, the owner paying for the nonparticipating lessee's share of the drilling and operation of a well may recover from the nonparticipating lessee a risk penalty for the risk involved in drilling the well. The risk penalty is 200 percent of the nonparticipating lessee's share of the reasonable actual costs of drilling and completing the well and may be recovered out of, and only out of, production from the pooled spacing unit, as provided by NDCC Section 38-08-10, exclusive of any royalty or overriding royalty.

(8) If an unleased mineral interest owner in the spacing unit refuses a good-faith attempt to execute a lease and elects not to participate in the risk and cost of drilling a well thereon, the owner paying for the nonparticipating mineral interest owner's share of the drilling and operation

of a well may recover from the nonparticipating mineral interest owner a risk penalty for the risk involved in drilling the well. The risk penalty is 50 percent of the nonparticipating mineral interest owner's share of the reasonable actual costs of drilling and completing the well and may be recovered out of, and only out of, production from the pooled spacing unit, as provided by NDCC Section 38-08-10, exclusive of any royalty.

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

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

Dated this 15th day of February, 2008.

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

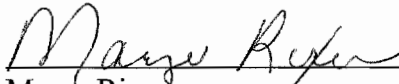
AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

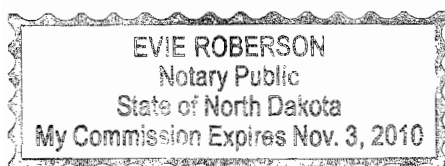
I, Marge Rixen, being duly sworn upon oath, depose and say: That on the 21st day of February, 2008 enclosed in separate envelopes true and correct copies of the attached Order No. 11661 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 9902 :

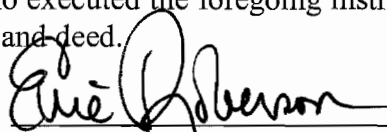
LAWRENCE BENDER  
FREDRICKSON & BYRON  
PO BOX 1855  
BISMARCK ND 58502-1855

JEFF HERMAN  
PETRO-HUNT LLC  
PO BOX 935  
BISMARCK ND 58502-0935

  
\_\_\_\_\_  
Marge Rixen  
Oil & Gas Division

On this 21st day of February, 2008 before me personally appeared Marge Rixen 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

# PETRO-HUNT, LLC

## Willard Johnson Trust 24B-2-1H

T160N-R99W  
 Sec. 24: All  
 Divide Co., ND

### Leasehold Ownership

● W. Johnson Trust 24B-2-1H 690' FNL, 380 FWL	
Tract 1  PHLLC – 49.84375% Implicit O&G – 49.84375% Centennial/Steele - .3125% 10-10-08 to 8-18-09	Tract 2  PHLLC – 50% Implicit O&G – 50%  12-05-2010
<b>24</b>	
Tract 3  PHLLC – 49.84375% Implicit O&G – 49.84375% Centennial/Steele- .3125%  10-10-08 to 7-01-2016	Tract 4  PHLLC – 50% Implicit O&G – 50%  8-18-09 & 11-02-09

### Unit Working Interest

Petro-Hunt, LLC	49.921875%
Implicit Oil & Gas	49.921875%
Centennial/Steel (Non-Consent)	.156250%
<b>Total</b>	<b>100.000000%</b>

INDUSTRIAL COMMISSION  
 STATE OF NORTH DAKOTA  
 DATE 1/16/08 CASE NO. 9902  
 Introduced By Petro Hunt  
 Exhibit \_\_\_\_\_  
 Identified By Aceman

Petro-Hunt, L.L.C.  
 NDIC Case No. 9902  
 January 16, 2008  
 Exhibit No. 1

**Petro-Hunt, L.L.C.**  
**400 East Broadway, Suite 514**  
**P.O. Box 935**  
**Bismarck, ND 58502-0935**  
Phone (701) 258-1557 Fax (701) 258-1562

Gary Steele  
10607 Cimarron Street  
Firestone, CO 80506  
(720) 494-1390

April 20, 2007

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA  
DATE 1/16/08 CASE NO. 9902  
Introduced By Petro-Hunt  
Exhibit 2  
Identified By Herron

RE: Oil & Gas Lease  
Well Proposal  
Willard Johnson Trust  
24B-2-1H  
T160N-R99W  
Sec. 24: All  
Divide Co., ND

Dear Mr. Steele:

According to the title opinion for this section, you own an undivided 5.00 net mineral acres in Sec. 24: NW (.5 acres), SW (.5 acre) & Sec. 23: SE (.5 acres). As initially proposed, PHLLC will agreed to lease your minerals in all 3 tracts for a total payment of \$1000.00 (\$333.33 per net acre), 1/6 royalty, and 3 years. We will still honor this proposal and be happy to send you the appropriate paperwork necessary to secure the lease.

If you don't want to lease, you could also elect to participate in the well. PHLLC proposes to drill the Willard Johnson Trust 24B-2-1H as a Sanish formation horizontal well with a single section spacing unit described as Sec. 24: All, Township 160 North, Range 99 West, Divide County, North Dakota. The surface location of the well will be 300' FNL and 300' FWL of Section 24. The well will be drilled using one horizontal lateral into the Sanish formation. The bottom hole location for the first lateral will be 550' FSL, and 550' FEL of Sec. 24, a total lateral length of about 5,500'.

According to record title you own a **1** net acre interest in lands described as Sec. 24: NW, SW. Your interest in the well unit is .15625%.

As an owner of interest in this spacing unit, you have the option to participate in this well. Enclosed is a cost estimate (AFE) for the drilling (\$1,945,500) and completion (\$806,200) of this well which totals \$2,751,700 gross. If you elect to participate, please provide this office with a signed AFE along with a check (**\$4,300.00**) for your share of the AFE drilling and completion costs. In the event you participate, I will forward a Joint Operating Agreement for your review and approval. A properly made election shall constitute receipt of an executed AFE and check for your share of the drilling and completion costs, within 30 days.

If we are unable to come to mutually acceptable terms on a lease agreement or if you fail to make an election concerning participation prior to commencing operations on the well, your mineral interest may be force pooled under the applicable statutes of the state of North Dakota. In that event, your mineral interest will be subject to the provisions provided by Section 38-08-08 Sub 3 of the North Dakota Century Code as promulgated by the Oil & Gas Division of the North Dakota Industrial Commission.

Please indicate your participation election in the space below and return one executed copy of this letter to my attention at the address shown above. If your decision is to participate, return the signed AFE and check.

If you have any questions or need additional information, please give me a call.


Sincerely,

  
Drew Combs

Elect to participate in the Willard Johnson Trust 24B-2-1H

Elect not to participate

Will agree to lease under one of the options outlined in Par. 1

By   
Gary P. Steele

Date May 1, 2007

~~President of Centennial Resources, Inc.~~

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

In the matter of the application of Petro-Hunt, )  
L.L.C., for an order pooling all interests in a )  
spacing unit for the Burg-Bakken pool described )  
as all of Section 24, Township 160 North, Range )  
99 West, Divide County, North Dakota; )  
authorizing the recovery from each non- )  
participating owner of a risk penalty as provided )  
in Section 38-08-08; and for such other relief as )  
is appropriate. )

**APPLICATION**

COMES NOW the applicant, Petro-Hunt, L.L.C., and respectfully alleges as follows:

1. It is the owner of an interest in the oil and gas leasehold estate underlying all or portions of Section 24, Township 160 North, Range 99 West, Divide County, North Dakota.
2. It is the operator of the Willard Johnson Trust 24B-2-1H well which has been drilled and completed on a spacing unit for the Burg-Bakken pool described as all of said Section 24.
3. There are separately owned tracts and separately owned interests within tracts within said lands.
4. There is no voluntary pooling agreement covering all interest within said lands.
5. Certain of the mineral owners or lessees within said spacing unit have elected not to lease or otherwise participate in the risk and cost of drilling said well, and applicant requests that it be allowed to recover the risk penalty from those owners in accordance with Section 38-08-08 of the North Dakota Century Code.
6. Applicant requests that it be allowed to present testimony by telephone pursuant to Section 43-02-03-88.2 of the North Dakota Administrative Code.

WHEREFORE, applicant respectfully requests that this matter be set for hearing at the regularly scheduled hearings in January, 2008 and that thereafter the Commission enter its order granting the relief requested.

Dated this 17th day of December, 2007.







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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, January 16, 2008, at the N.D. Oil & Gas Division, 1016 East Calgary Ave., Bismarck, N. D. At the hearing the Commission will receive testimony and exhibits. Persons with any interest in the cases listed below, take notice.

**PERSONS WITH DISABILITIES:** If at the hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-8038 by Thursday, January 03, 2008.

**STATE OF NORTH DAKOTA TO:**

Case No. 9873: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Stoneview-Bakken Pool to create and establish six 1280-acre spacing units comprised of Sections 5 and 8; Sections 18 and 19; Sections 20 and 29; Sections 21 and 28; Sections 26 and 35; and Sections 27 and 34, T.160N., R.95W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit and for such other relief as is appropriate.

Case No. 9874: Application of Continental Resources, Inc. for an order amending the field rules for the Stoneview-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 3 and 10, T.160N., R.95W., Divide County, ND, or in the alternative, a 640-acre spacing unit comprised only of said Section 3, authorizing the drilling of one horizontal well on said spacing unit and/or such other and further relief as appropriate.

Case No. 9875: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Stoneview-Winnipegosis Pool to create and establish a 640-acre spacing unit comprised of Section 3, T.160N., R.95W., Divide County, ND, authorizing the drilling of one horizontal well on said spacing unit and for such other relief as is appropriate.

Case No. 9876: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Sadler-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 26 and 35; Sections 27 and 34; and Sections 28 and 33; T.161N., R.95W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit and for such other relief as is appropriate.

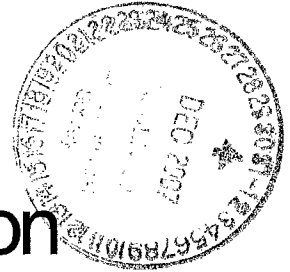
Case No. 9795: (Continued) Proper spacing for the development of the Moraine-Duperow Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Armstrong Operating, Inc.

Case No. 9902: Application of Petro-Hunt, L.L.C. for an order pooling all interests in a spacing unit for the Burg-Bakken Pool, Section 24, T.160N., R.99W., Divide County, ND; authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08 and for such other relief as is appropriate.

Signed by,  
John Hoeven, Governor  
Chairman, ND Industrial Commission

12/26

OK



# Affidavit of Publication

State of North Dakota, County of Divide, ss:

I, Steven J. Andrist, being first duly sworn, on my oath, say that I am the publisher of The Journal, a weekly newspaper of general circulation and official newspaper of Divide County, State of North Dakota, published in the city of Crosby, ND, and that the advertisement headed

## NOTICE OF HEARING

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

**December 26, 2007 ..... 92 lines @ .57 = 52.44**

**TOTAL CHARGE ..... \$52.44**

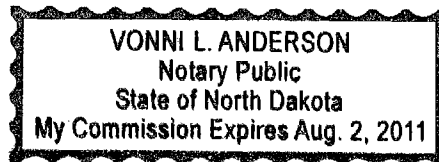
Signed

Steven J. Andrist, Publisher

Subscribed and sworn to before me December 26, 2007

Vonni L. Anderson

Notary Public, State of North Dakota  
My Commission Expires August 2, 2011



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

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PERSONS WITH DISABILITIES: If at the hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-9038 by Thursday, January 03, 2008.

STATE OF NORTH DAKOTA TO:

Case No. 9792: Temporary spacing to develop an oil and/or gas pool discovered by the Headington Oil LP #14X-12 Marsden, SWSW of Section 12, T.154N., R.96W., Williams County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9861: Application of Headington Oil Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sorenson #14X-36, Section 1, T.154N., R.95W. and Section 36, T.155N., R.95W., Allkali Creek-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9862: Application of Headington Oil Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Hahn #14X-12, Sections 12 and 13, T.154N., R.95W., Allkali Creek-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9863: Application of Headington Oil Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Moe #44X-24, Sections 24 and 25, T.155N., R.95W., Capa-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9864: Application of Headington Oil Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jorgenson #14X-27, Sections 27 and 34, T.149N., R.96W., Bear Den-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9865: Application of Headington Oil Company LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jorgenson #14X-19, Section 19, T.149N., R.95W. and Section 24, T.149N., R.96W., Bear Den-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9866: Application of Headington Oil Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Thompson #11X-20, Sections 19 and 20, T.150N., R.95W., Blue Buttes-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9867: Application of Headington Oil Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jorgenson #44X-5, Sections 5 and 6, T.149N., R.96W., Bridge-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9868: Application of Headington Oil Co. LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jorgenson #11X-8, Sections 7 and 8, T.149N., R.96W., Lost Bridge-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9869: Application of Headington Oil Co. LLC for an order extending the field boundaries and amending the field rules for the North Fork-Bakken Pool to create four 1280-acre spacing units comprised of Sections 3 and 10; Sections 13 and 24; Sections 14 and 23; and Sections 15 and 22, T.149N., R.97W., McKenzie County, ND; authorizing the drilling of a horizontal well within each spacing unit not less than 500 feet to the boundary of each spacing unit and for such other relief as is appropriate. Case No. 9870: Application of Headington Oil Co. LLC for an order extending the field boundaries and amending the field rules for the Dollar Joe-Bakken Pool to create two 1280-acre spacing units comprised of Sections 17 and 20 and Sections 18 and 19, T.155N., R.96W., Williams County, ND; authorizing the drilling of a horizontal well within each spacing unit not less than 500 feet to the boundary of each spacing unit and for such other relief as is appropriate. Case No. 9871: Application of Headington Oil Co. LLC for an order extending the field boundaries and amending the field rules for the MonDak-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 24 and 25, T.147N., R.105W., McKenzie County, ND; authorizing the drilling of a horizontal well within said spacing unit not less than 500 feet to the boundary of said spacing unit and for such other relief as is appropriate. Case No. 9872: Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #156N., R.91W., Mountrail County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9873: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Stonewall-Bakken Pool to create and establish six 1280-acre spacing units comprised of Sections 5 and 8; Sections 18 and 19; Sections 20 and 29; Sections 21 and 28; Sections 25 and 35; and Sections 27 and 34, T.160N., R.95W., Divide County, ND; authorizing the drilling of one horizontal well on each spacing unit and for such other relief as is appropriate. Case No. 9874: Application of Continental Resources, Inc. for an order amending the field rules for the Stonewall-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 3 and 10, T.160N., R.95W., Divide County, ND, or in the alternative, a 640-acre spacing unit comprised of said Section 3, and the drilling of one horizontal well on said spacing unit and for such other relief as is appropriate. Case No. 9875: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Stonewall-Winnepigou Pool to create and establish a 640-acre spacing unit comprised of Section 3, T.160N., R.95W., Divide County, ND; authorizing the drilling of one horizontal well on said spacing unit and for such other relief as is appropriate. Case No. 9876: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Sadler-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 26 and 35; Sections 27 and 34; and Sections 28 and 33, T.161N., R.95W., Divide County, ND; authorizing the drilling of one horizontal well on each spacing unit and for such other relief as is appropriate. Case No. 9877: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the North Tioga-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 19 and 30, T.160N., R.94W., Sections 7 and 18, T.159N., R.94W., Burke County and Sections 1 and 12, T.159N., R.95W., Williams County, ND; authorizing the drilling of one horizontal well on each spacing unit and for such other relief as is appropriate. Case No. 9878: Application of Continental Resources, Inc. for an order creating a 1280-acre drilling unit comprised of Sections 2 and 11, T.159N., R.95W., Williams County, ND; authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit and for such other relief as is appropriate. Case No. 9879: To consider whether Section 34, T.129N., R.102W., Bowman County, ND, is the appropriate spacing unit in the Ash-Red River Pool for the Continental Resources, Inc. #1-34 Kate White, located 2490 feet from the north line and 1815 feet from the west line of said Section 34. Case No. 9880: Application of Continental Resources, Inc. for an order creating a 1280-acre drilling unit comprised of Sections 6 and 7, T.149N., R.95W., McKenzie County, ND; authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit and for such other relief as is appropriate. Case No. 9881: Application of Tracker Resource Development II, LLC for an order creating a 1280-acre drilling unit comprised of Sections 4 and 9, T.143N., R.94W., Dunn County, ND; authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit and for such other relief as is appropriate. Case No. 9882: Application of Tracker Resource Development II, LLC for an order creating a 1280-acre drilling unit comprised of Sections 2 and 11, T.144N., R.93W., Dunn County, ND; authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of said drilling unit and for such other relief as is appropriate. Case No. 9883: Application of Tracker Resource Development II, LLC for an order creating two 1280-acre drilling units comprised of Sections 16 and 21; and Sections 17 and 20, T.145N., R.91W., Dunn County, ND; authorizing the drilling of a horizontal well within each drilling unit at a location not less than 500 feet from the boundary of each drilling unit and for such other relief as is appropriate. Case No. 9884: Application of Tracker Resource Development II, LLC for an order creating two 1280-acre drilling units comprised of Sections 16 and 21; and Sections 28 and 33, T.145N., R.91W., Dunn County, ND; authorizing the drilling of a horizontal well within each drilling unit at a location not less than 500 feet from the boundary of each drilling unit and for such other relief as is appropriate. Case No. 9885: Application of Zavanna, LLC for an order extending the field boundaries and amending the field rules for the Stockyard Creek-Madison Pool to create and establish a 640-acre spacing unit comprised of Section 23, T.154N., R.99W., Williams County, ND; authorizing the drilling of one horizontal well on each spacing unit and for such other relief as is appropriate. Case No. 9886: Application of the Cirque Resources LP for an order authorizing the drilling of a well at a location approximately 1680 feet from the north line and 1200 feet from the west line of Section 11, T.150N., R.90W., McLean County, ND, as an exception to the provisions of NDAC § 43-02-03-18, and for such other relief as is appropriate.

Handwritten initials 'ch' and 'A'.

NO RETURN TO

To \* 7 \* 8 Or

(Continued) Temporary or proper spacing for the development of the Buckhorn-Duperow Pool due to the recompletion of the Clation Oil & Gas Corp. #2-4 Federal, SWSW Section 2, T.144N., R.102W., Billings County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9794: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Armstrong Operating, Inc. #24-25 Polensky, SWSW Section 25, T.142N., R.98W., Billings County, ND, define the field limits, and enact such special field rules as may be necessary or to reinstate the proper spacing for the Snow-Madison Pool. Case No. 9795: (Continued) Proper spacing for the development of the Marsden-Duperow Pool, Divide County, ND, define the field limits, and enact such special field rules as may be necessary. Armstrong Operating, Inc. Case No. 9836: (Continued) Application of Tecton Energy, LLC for an order extending the field boundaries and amending the field rules for the Little Missouri-Red River Pool to create a 1280-acre spacing unit comprised of Section 31, T.129N., R.105W., and Section 36, T.129N., R.106W., Bowman County, ND; authorizing the drilling of a horizontal well within said spacing unit not less than 500 feet to the boundary of said spacing unit and providing such further and additional relief as is appropriate. Case No. 9785: (Continued) Application of Newfield Production Co. for an order creating a 1280-acre drilling unit comprised of Sections 29 and 32, T.149N., R.95W., McKenzie County, ND; authorizing the drilling of a horizontal well within said drilling unit at a location not less than 500 feet from the boundary of such drilling unit as an exception to the provisions of NDAC § 43-02-03-18 and for such other relief as is appropriate. Case No. 9773: (Continued) Application of Newfield Production Co. for an order creating four 1280-acre drilling units comprised of Sections 7 and 8; Sections 10 and 15; Sections 11 and 14; and Sections 23 and 26, T.148N., R.96W., Dunn County, ND; authorizing the drilling of a horizontal well within each drilling unit at a location not less than 500 feet from the boundary of each drilling unit as an exception to the provisions of NDAC § 43-02-03-18 and for such other relief as is appropriate. Case No. 9767: (Continued) Application of Encore Operating, LP, for an order amending the field rules for the Charlson-Bakken Pool to create three 1280-acre spacing units comprised of Sections 6 and 7, Sections 8 and 17, and Sections 16 and 21, T.153N., R.95W., McKenzie County, ND; authorizing the drilling of one horizontal well within said spacing unit not less than 500 feet to the boundary of said spacing unit and for such other relief as is appropriate. Case No. 9465: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Sincir Oil & Gas Co., #6-25 Sares Federal, Section 36, T.147N., R.98W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9882: Temporary spacing to develop an oil and/or gas pool discovered by the Harrison Oil Co. #21-4H Gerald Tully, Lot 3 Section 4, T.144N., R.96W., Dunn County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9888: Temporary spacing to develop an oil and/or gas pool discovered by the Marathon Oil Co. #21-5H Hecker, Lot 3 Section 5, T.144N., R.96W., Dunn County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9883: Temporary spacing to develop an oil and/or gas pool discovered by the Marathon Oil Co. #14-33H Nelson, SWSW Section 33, T.155N., R.94W., Mountrail County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9880: Application of Marathon Oil Co. for an order extending the outline of the Murphy Creek Field to include Sections 6 and 7, T.144N., R.96W., Dunn County, ND, together with such other lands as may be appropriate, and include Sections 6 and 7 as a 1280-acre spacing unit within Zone IV of the Murphy Creek-Bakken Pool, or alternatively establishing a drilling unit consisting of said Sections 6 and 7 and allowing a horizontal well to be drilled at any location thereon not closer than 500 feet to the boundary thereof, and for such other relief as is appropriate. Case No. 9891: Application of Marathon Oil Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Bailey-Bakken Pool, Sections 25 and 36, T.146N., R.94W., Dunn County, ND; authorizing the recovery from each nonparticipating owner of a risk penalty as provided by NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9892: Temporary spacing to develop an oil and/or gas pool discovered by the Murex Petroleum Corp. #27-34H Ryan Thomas, NWNW Section 27, T.155N., R.96W., Williams County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9893: Application of Whiting Oil & Gas Corp. for an order allowing the Peery State #11-23H with a surface location in the NWNW of Section 25, T.155N., R.92W., Mountrail County, ND, to produce at an unrestricted maximum efficient rate until such time as the well is converted to a gas gathering facility as an exception to the restrictions for the Sankin-Bakken Pool. Case No. 9894: Temporary spacing to develop an oil and/or gas pool discovered by the Hess Corp. #0805H-1 HA-Mogen-152-95, SWSE Section 8, T.152N., R.95W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9895: Temporary spacing to develop an oil and/or gas pool discovered by the Hess Corp. #3229H-1 HA-Chapin-152-95, SWSE Section 32, T.152N., R.95W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9896: Application of Hess Corp. for an order extending the outline of the East Tioga Field to include Sections 19 and 20, T.158N., R.93W., Mountrail County, ND; establish a zone of 1280-acre spacing within the East Tioga-Bakken Pool consisting of said Sections 19 and 20 and allow a horizontal well to be drilled in the Bakken Pool at any location not closer than 500 feet to the boundary of such spacing unit; or grant such other relief as may be appropriate. Case No. 9897: Application of Hess Corp. for an order extending the outline of the Ross Field to include Sections 1, 4, 5, 6, 7, 8, 10, 11 and 12 and the W/2 of Section 3, T.156N., R.91W.; Section 1, T.156N., R.92W.; and Sections 33, 34, 35 and 36 and the E/2 of Section 32, T.157N., R.91W.; Mountrail County, ND, establishing six 1280-acre spacing units in Zone II of the Ross-Bakken Pool consisting of said Sections 1 and 12; Sections 10 and 11; Sections 7 and 8; and Section 1, T.156N., R.92W., together with the E/2 of Section 32 and the W/2 of Section 33, T.157N., R.91W.; Section 6, T.156N., R.91W., together with the E/2 of Section 33 and the W/2 of Section 34, T.157N., R.91W.; and Section 36, T.157N., R.91W., together with the E/2 of Section 4 and the W/2 of Section 3, T.158N., R.91W.; establishing two 960-acre spacing units within the Ross-Bakken Pool consisting of the W/2 of Section 4 and all of Section 5, T.156N., R.91W.; and all of Section 35 and the E/2 of Section 34, T.157N., R.91W.; Mountrail County, ND; or granting such other relief as may be appropriate. Case No. 9898: Consider extending the Ross Field and establish 640, 960 or 1280-acre spacing units in the Ross-Bakken Pool to include Sections 31, 32, 33, 34, 35, and 36, T.157N., R.90W.; Sections 2, 13, 14, 21, 22, 25, 26, 27, 34, 35, and 36, and the E/2 of Section 3, T.156N., R.91W.; Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 30, and 31, T.156N., R.90W., Mountrail County, ND; and for such other relief as is appropriate. Case No. 9899: Application of Hess Corp. for an order allowing crude oil produced from a spacing unit in the Blue Buttes-Bakken Pool described as Section 7 and 18, T.151N., R.95W., McKenzie County, ND, to be commingled in the Hepper 36-107 battery in accordance with the provisions of Order No. 11274, or for such other relief as is appropriate. Case No. 9900: Application of Petro-Hunt, LLC, for an order allowing a well to be drilled to a depth sufficient to test the Red River Pool at a location approximately 200 feet from the north line and 2600 feet from the east line of Section 22, T.150N., R.100W., McKenzie County, ND, as an exception to the requirements of NDAC § 43-02-03-18, and for such other relief as is appropriate. Case No. 9901: Application of Petro-Hunt, LLC, for an order designating Sections 20 and 29, T.159N., R.94W., Burke County, ND, as a 1280-acre spacing unit within Zone II of the North Tioga-Bakken Pool; and for such other relief as is appropriate. Case No. 9902: Application of Petro-Hunt, LLC, for an order pooling all interests in a spacing unit for the Burg-Bakken Pool, Section 24, T.160N., R.99W., Divide County, ND; authorizing the recovery from each nonparticipating owner of a risk penalty as provided in NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9903: Application of Burlington Resources Oil & Gas Co. LP, for an order amending applicable orders to extend the outline of the Jim Creek Field to include Sections 10, 11, 12, 13, 14 and 15, T.145N., R.96W., Dunn County, ND, and designate Sections 10 and 15; 11 and 14; and 12 and 13 as 1280-acre spacing units within the Jim Creek-Bakken Pool, and for such other relief as is appropriate. Case No. 9904: Application of Burlington Resources Oil & Gas Co. LP, for an order pooling all interests in a spacing unit for the Blue Buttes-Bakken Pool, Sections 14 and 23, T.150N., R.96W., McKenzie County, ND; authorizing the recovery from each nonparticipating owner of a risk penalty as provided in NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9905: Application of Burlington Resources Oil & Gas Co. LP, for an order pooling all interests in a spacing unit for the Chimney Butte-Bakken Pool, Sections 6 and 7, T.146N., R.95W., Dunn County, ND; authorizing the recovery from each nonparticipating owner of a risk penalty as provided in NDCC § 38-08-08 and for such other relief as is appropriate. Case No. 9741: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Burlington Resources Oil & Gas Co. LP #1-12H Oakdale, NWNW Section 12, T.146N., R.96W., Dunn County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9845: (Continued) To consider the appropriate spacing unit for the True Oil LLC #1-JH Burlington Resources, NWNW Section 1, T.147N., R.101W., Red Wing Creek Field, McKenzie County, ND. Case No. 9906: A motion of the Commission to consider the termination of the Glass Bluff-Madison Unit, McKenzie County, ND. Paul Rankin, Inc. Case No. 9907: Temporary spacing to develop an oil and/or gas pool discovered by the Hells Oil & Gas Co. LLC #4-8H Linseth, NWNW of Section 8, T.149N., R.95W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary. Case No. 9908: Application of Chimney Sweep Oil & Gas Co. for an order allowing a well to be drilled to a depth sufficient to test the Lodgepole Pool at a location 318 feet from the north line and 1930 feet from the west line of Section 26, T.139N., R.97W., Stark County, ND, as an exception to the requirements of NDAC § 43-02-03-18, and for such other relief as is appropriate. Case No. 9759: (Continued) Application of LeoMac, LLC for an order establishing a 60-acre spacing unit for the Wake-Madison Pool, consisting of the NW/4 of Section 32, T.159N., R.80W., McHenry County, ND, and allowing a horizontal well to be drilled at any location thereon not closer than 500 feet to the boundary of such spacing unit, or for such other relief as is appropriate.