

BEFORE THE INDUSTRIAL COMMISSION

OF THE STATE OF NORTH DAKOTA

CASE NO. 11578  
(CONTINUED)  
ORDER NO. 14147

IN THE MATTER OF A HEARING CALLED ON  
A MOTION OF THE COMMISSION TO  
CONSIDER THE PROPER SPACING FOR THE  
DEVELOPMENT OF THE BURG-STONEWALL  
POOL, DIVIDE COUNTY, ND, REDEFINE THE  
FIELD LIMITS, AND ENACT SUCH SPECIAL  
FIELD RULES AS MAY BE NECESSARY.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

(1) This cause originally came on for hearing at 9:00 a.m. on the 24th day of September, 2009. At that time, counsel for Newfield Production Company (Newfield) requested that the case be continued to the regularly scheduled hearing in October 2009. Order No. 13707 continued the case until October 29, 2009. At that time, counsel for Newfield requested that the case be continued to the regularly scheduled hearing in November 2009. Order No. 13848 continued the case until November 19, 2009. At that time, counsel for Newfield requested that the case be continued to the regularly scheduled hearing in December 2009. Order No. 13978 continued the case until December 17, 2009.

(2) The witnesses for Newfield provided telephonic testimony in this matter, pursuant to North Dakota Administrative Code (NDAC) Section 43-02-03-88.2. Telephonic Communication Affidavits were received on December 22, 2009, therefore, such testimony may be considered evidence.

(3) Geological and engineering evidence presented to the Commission relative to the matter of well spacing indicates that the Burg-Stonewall Pool, as classified and defined in this order, should be developed on a pattern of one well per 320 acres for the effective and efficient recovery of oil from said pool, to assure rapid development, to avoid the drilling of unnecessary wells, and to prevent waste in a manner that will protect correlative rights.

(4) Proper 320-acre spacing in the Stonewall Pool will result in the efficient and economical development of the field as a whole and will operate so as to prevent waste and provide maximum ultimate recovery, will avoid the drilling of unnecessary wells, and will protect correlative rights.

(5) The unrestricted flaring of gas produced from the Burg-Stonewall Pool could be considered waste, and in order to minimize such, production from the pool should be restricted until the wells producing therefrom are connected to a gas gathering and processing facility.

(6) Certain special field rules are necessary to prevent waste and protect against the contamination and pollution of surface lands and fresh waters.

IT IS THEREFORE ORDERED:

(1) The Burg Field is hereby defined as the following described tracts of land in Divide and Williams Counties, North Dakota:

TOWNSHIP 161 NORTH, RANGE 99 WEST, 5TH PM  
ALL OF SECTIONS 24, 25 AND 36,

TOWNSHIP 160 NORTH, RANGE 99 WEST, 5TH PM  
ALL OF SECTIONS 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35 AND 36,

TOWNSHIP 159 NORTH, RANGE 99 WEST, 5TH PM  
ALL OF SECTION 4,

together with those additional quarter sections or governmental lots corresponding thereto as may be proven productive by wells drilled on lands within one mile of the boundaries of the field as set forth above, provided further that such extensions of the field boundaries shall include only sufficient acreage to form a spacing unit for such wells, and any intervening lands.

(2) The Burg-Stonewall Pool is hereby defined as that accumulation of oil and gas found in the interval from below the top of the middle member of the Interlake Formation to above the top of the Stony Mountain Formation within the limits of the field as set forth above.

(3) The proper spacing for the development of the Burg-Stonewall Pool is hereby set at one well per 320 acres.

(4) All wells hereafter drilled in the Burg-Stonewall Pool shall be located not less than 660 feet from a spacing unit boundary. Wells presently permitted to or producing from the pool that do not conform to this spacing pattern shall be considered exceptions.

(5) The SE/4 of Section 24 and the NE/4 of Section 25, Township 161 North, Range 99 West, Divide County, North Dakota, is hereby designated a 320-acre spacing unit in the Burg-Stonewall Pool.

(6) Hereafter, spacing units in the Burg-Stonewall Pool shall consist of two adjacent quarter sections, or governmental lots corresponding thereto within the same section. The configuration of spacing units, either standup or laydown, shall be determined by the location of the first well in the section, such that the aforesaid well will be nearest to the center of the spacing unit. Spacing units for wells being equi-distant from the center of each spacing unit shall be designated by the operator; however, the Commission shall have continuing jurisdiction, and in the event that

spacing units hereafter formed by this policy do not coincide with the geological and physical nature of the reservoir, the Commission may alter specific spacing units upon application by any interested party, after due notice and hearing.

(7) No well hereafter shall be drilled in the Burg-Stonewall Pool except in conformity with the regulations above without special order of the Commission after due notice and hearing.

(8) The following rules concerning the casing, tubing and equipping of the wells shall apply to the subsequent drilling and operation of wells in the Burg-Stonewall Pool:

- (a) The surface casing shall consist of new or reconditioned pipe that has been previously tested to 1000 pounds per square inch. The casing shall be set and cemented at a point not less than 50 feet below the base of the Fox Hills Formation. Sufficient cement shall be used to fill the annular space outside the pipe to the surface of the ground, or the bottom of the cellar, and sufficient scratchers and centralizers shall be used to assure a good cement job. Cement shall be allowed to stand a minimum of 12 hours before drilling the plug or initiating tests. The quality of cement shall conform to the standards provided under NDAC Section 43-02-03-21;
- (b) The producing or oil string shall consist of new or reconditioned pipe that has been previously tested to 2000 pounds per square inch. Casing shall be set and cemented at a point not higher than the top of the producing formation, or at a point approved by the Director. Sufficient cement shall be used and applied in such a manner as to protect and isolate all formations containing oil and/or gas, protect the pipe through salt sections encountered, and isolate the Dakota-Lakota Series. The cement shall be allowed to stand a minimum of 15 hours before drilling the plug or initiating tests. The quality of cement shall conform to the standards provided under NDAC Section 43-02-03-21. After cementing, the casing shall be tested by application of pump pressure of at least 1500 pounds per square inch. If, at the end of 30 minutes this pressure has dropped 150 pounds per square inch or more, the casing shall be repaired. Thereafter, the casing shall again be tested in the same manner. Further work shall not proceed until a satisfactory test has been obtained;
- (c) All well-head fittings and connections shall have a working pressure in excess of that to which they are expected to be subjected; and,
- (d) All wells shall be equipped with tubing; a tubing packer must also be utilized in flowing wells unless a waiver is obtained from the Director after demonstrating the casing will not be subjected to excessive pressure or corrosion; all tubing shall be of sufficient internal diameter to allow the passage of a bottom hole pressure gauge for the purpose of obtaining bottom hole pressure measurements.

(9) The gas-oil ratio of all wells not connected to a gas gathering system shall be measured annually during the month of May. The reservoir pressure shall be measured within 45 days in all wells hereinafter completed in the Burg-Stonewall Pool. Drill stem test pressures are acceptable for determining reservoir pressure. Pressure measurements shall be made at or adjusted to a subsea

datum of 8585 feet after the well has been shut in for a minimum of 48 hours. All gas-oil ratio and reservoir pressure determinations shall be made by methods approved by the Director and reported to the Director within 15 days following the end of the month in which they are determined. The Director is authorized to waive these requirements if the necessity therefor can be demonstrated to his satisfaction. All additional gas-oil ratio and reservoir pressure determinations conducted on any well, but not specifically required herein, shall be reported to the Director within 15 days following the end of the month in which they are determined.

(10) No salt water, drilling mud, crude oil, or waste oil shall be stored in pits in this field, except in an emergency, and approved by the Director.

(11) All wells in the Burg-Stonewall Pool shall be allowed to produce at a maximum efficient rate for a period of 60 days commencing on the first day oil is produced through well-head equipment into tanks from the ultimate producing interval after casing has been run; after that, oil production from such wells shall not exceed an average of 200 barrels per day for a period of 60 days; after that, oil production from such wells shall not exceed an average of 150 barrels per day for a period of 60 days, thereafter, oil production from such wells shall not exceed an average of 100 barrels of oil per day; if and when such wells are connected to a gas gathering and processing facility the foregoing restrictions shall be removed, and the wells shall be allowed to produce at a maximum efficient rate. The Director is authorized to issue an administrative order allowing unrestricted production at a maximum efficient rate for a period not to exceed 120 days, commencing on the first day oil is produced through well-head equipment into tanks from the ultimate producing interval after casing has been run, if the necessity therefor can be demonstrated to his satisfaction.

(12) If the flaring of gas produced with crude oil from the Burg-Stonewall Pool causes, or threatens to cause, degradation of ambient air quality, production from the pool shall be further restricted.

(13) This order shall cover all of the Burg-Stonewall Pool common source of supply of crude oil and/or natural gas as herein defined, and shall continue in full force and effect until further order of the Commission or until the last well in the pool has been plugged and abandoned.

Dated this 16th day of February, 2010.

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

SFN 5729

STATE OF NORTH DAKOTA

AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

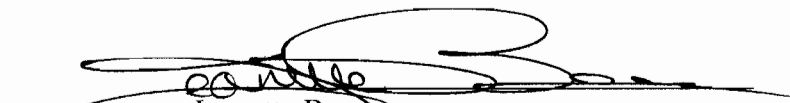
I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 23<sup>rd</sup> day of February, 2010 enclosed in separate envelopes true and correct copies of the attached Order No. 14147 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 11578

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

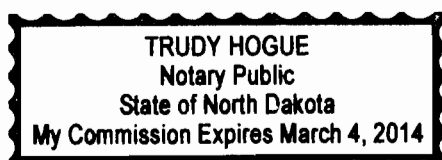
DOUG CULLEN  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

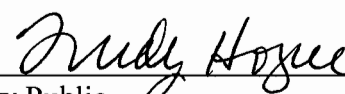
ERIC KUHL  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

STACY KERCHNER  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

  
Jeanette Bean  
Oil & Gas Division

On this 23<sup>rd</sup> day of February, 2010 before me personally appeared Jeanette Bean to me known as the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.



  
\_\_\_\_\_  
Notary Public  
State of North Dakota, County of Burleigh

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 11578  
(CONTINUED)  
ORDER NO. 13978

IN THE MATTER OF A HEARING CALLED ON  
A MOTION OF THE COMMISSION TO  
CONSIDER THE PROPER SPACING FOR THE  
DEVELOPMENT OF THE BURG-STONEWALL  
POOL, DIVIDE COUNTY, ND, REDEFINE THE  
FIELD LIMITS, AND ENACT SUCH SPECIAL  
FIELD RULES AS MAY BE NECESSARY.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

(1) This cause originally came on for hearing at 9:00 a.m. on the 24th day of September, 2009. At that time, counsel for Newfield Production Company (Newfield) requested that the case be continued to the regularly scheduled hearing in October 2009. Order No. 13707 continued the case until October 29, 2009. At that time, counsel for Newfield requested that the case be continued to the regularly scheduled hearing in November 2009. Order No. 13848 continued the case until November 19, 2009.

(2) Newfield operates the only well completed in the Burg-Stonewall Pool.

(3) Newfield requests that this case be continued to the regularly scheduled hearing in December 2009.

(4) There were no objections to said request.

(5) This case should be continued to the regularly scheduled hearing on December 17, 2009.

IT IS THEREFORE ORDERED:

(1) This case is hereby continued to the regularly scheduled hearing on December 17, 2009.

(2) Commission Order No. 11794 shall remain in full force and effect until further order of the Commission.

Dated this 16th day of December, 2009.

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

SFN 5729

STATE OF NORTH DAKOTA


AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

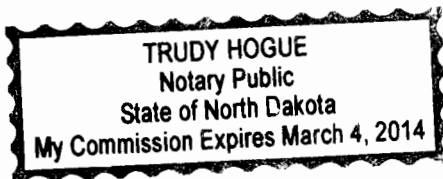
I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 26<sup>th</sup> day of January, 2010 enclosed in separate envelopes true and correct copies of the attached Order No. 13978 of the North Dakota Industrial Commission, and deposited the same with the United States Postal Service in Bismarck, North Dakota, with postage thereon fully paid, directed to the following persons by the Industrial Commission in Case No. 11578

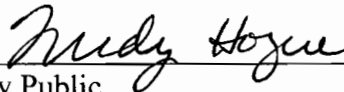
LAWRENCE BENDER  
FREDRICKSON & BYRON  
PO BOX 1855  
BISMARCK ND 58502-1855

DOUG CULLEN  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

  
\_\_\_\_\_  
Jeanette Bean  
Oil & Gas Division

On this 26<sup>th</sup> day of January, 2010 before me personally appeared Jeanette Bean to me known as the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.



  
\_\_\_\_\_  
Notary Public  
State of North Dakota, County of Burleigh



BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 11578  
(CONTINUED)  
ORDER NO. 13848

IN THE MATTER OF A HEARING CALLED ON  
A MOTION OF THE COMMISSION TO  
CONSIDER THE PROPER SPACING FOR THE  
DEVELOPMENT OF THE BURG-STONEWALL  
POOL, DIVIDE COUNTY, ND, REDEFINE THE  
FIELD LIMITS, AND ENACT SUCH SPECIAL  
FIELD RULES AS MAY BE NECESSARY.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

(1) This cause originally came on for hearing at 9:00 a.m. on the 24th day of September, 2009. At that time, counsel for Newfield Production Company (Newfield) requested that the case be continued to the regularly scheduled hearing in October 2009. Order No. 13707 continued the case until October 29, 2009.

(2) Newfield operates the only well completed in the Burg-Stonewall Pool.

(3) Newfield requests that this case be continued to the regularly scheduled hearing in November 2009.

(4) There were no objections to said request.

(5) This case should be continued to the regularly scheduled hearing on November 19, 2009.

IT IS THEREFORE ORDERED:

(1) This case is hereby continued to the regularly scheduled hearing on November 19, 2009.

(2) Commission Order No. 11794 shall remain in full force and effect until further order of the Commission.

Dated this 16th day of November, 2009.

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

SFN 5729

STATE OF NORTH DAKOTA

AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 27<sup>th</sup> day of November, 2009 enclosed in separate envelopes true and correct copies of the attached Order No. 13848 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. 11578

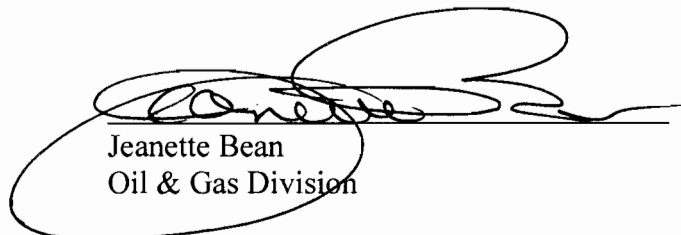
LAWRENCE BENDER  
FREDRICKSON & BYRON  
PO BOX 1855  
BISMARCK ND 58502-1855

ALLEN WILD  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

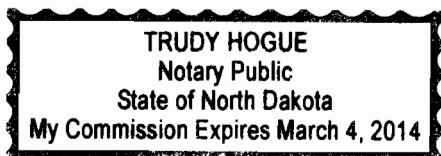
ANNE GRAU  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

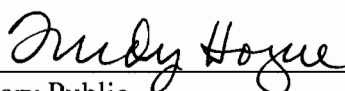
STACY KERCHNER  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

DOUG CULLEN  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

  
Jeanette Bean  
Oil & Gas Division

On this 27<sup>th</sup> day of November, 2009 before me personally appeared Jeanette Bean to me known as the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.



  
\_\_\_\_\_  
Notary Public  
State of North Dakota, County of Burleigh

BEFORE THE INDUSTRIAL COMMISSION

OF THE STATE OF NORTH DAKOTA

CASE NO. 11578  
ORDER NO. 13707

IN THE MATTER OF A HEARING CALLED ON  
A MOTION OF THE COMMISSION TO  
CONSIDER THE PROPER SPACING FOR THE  
DEVELOPMENT OF THE BURG-STONEWALL  
POOL, DIVIDE COUNTY, ND, REDEFINE THE  
FIELD LIMITS, AND ENACT SUCH SPECIAL  
FIELD RULES AS MAY BE NECESSARY.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

- (1) This cause came on for hearing at 9:00 a.m. on the 24th day of September, 2009.
- (2) Newfield Production Company (Newfield) operates the only well completed in the Burg-Stonewall Pool.
- (3) Counsel for Newfield requests that this case be continued to the regularly scheduled hearing in October 2009.
- (4) There were no objections to said request.
- (5) This case should be continued to the regularly scheduled hearing on October 29, 2009.

IT IS THEREFORE ORDERED:

- (1) This case is hereby continued to the regularly scheduled hearing on October 29, 2009.
- (2) Commission Order No. 11794 shall remain in full force and effect until further order of the Commission.

Dated this 26th day of October, 2009.

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

STATE OF NORTH DAKOTA

AFFIDAVIT OF MAILING

COUNTY OF BURLEIGH

I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 30<sup>th</sup> day of October, 2009 enclosed in separate envelopes true and correct copies of the attached Order No. 13707 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. 11578 :


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

ALLEN WILD  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

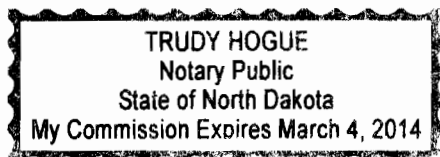
ANNE GRAU  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

STACY KERCHNER  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

DOUG CULLEN  
NEWFIELD PRODUCTION CO  
1001 17<sup>TH</sup> ST STE 2000  
DENVER CO 80202

  
Jeanette Bean  
Oil & Gas Division

On this 30<sup>th</sup> day of October, 2009 before me personally appeared Jeanette Bean to me known as the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.



  
Notary Public  
State of North Dakota, County of Burleigh

# Fredrikson

& BYRON, P.A.

December 21, 2009

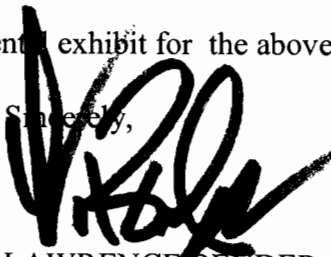


Mr. Bruce Hicks  
Assistant Director  
North Dakota Industrial Commission  
Oil and Gas Division  
600 East Boulevard  
Bismarck, North Dakota 58505-0310

**RE: CASE NO. 11578**  
**Newfield Production Co.**

Dear Mr. Hicks:

Please find enclosed herewith a supplemental exhibit for the above referenced matter.

Sincerely,  
  
LAWRENCE BENDER

LB/sal  
Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Mr. Todd Sattler - (w/enc.)  
Ms. Ann Stoffel - (w/enc.)

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Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

Fredrikson & Byron, P.A.  
200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879

# ASTRO-CHEM LAB, INC.

4102 2nd Ave. West

Williston, North Dakota 58802-0972

Phone: (701) 572-7355

P.O. Box 972

## OIL ANALYSIS REPORT

Code 11578  
12/16/09

SAMPLE NUMBER 0-07-1217

DATE OF ANALYSIS 4-11-07

COMPANY Stone Energy Corp.

CITY Denver

STATE CO

WELL NAME Plummer Lundquist 25-2

DATE RECEIVED 4-5-07

DST NUMBER

SAMPLE SOURCE

FORMATION Stonewall ✓

DEPTH

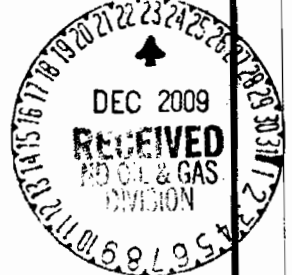
LOCATION

SECTION

TOWNSHIP

RANGE

DISTRIBUTION K. Bloomfield - Denver, CO  
D. Kasowski - Williston, ND



Specific Gravity : 0.8086 at 60/60 °F  
API Gravity : 43.5 at 60 °F ✓  
Salt Content : 66 lbs/1000 bbls  
Pour Point : 51 °F  
Viscosity : 2.97 Kinematic cSt at 100 °F  
35.9 Saybolt Universal Seconds at 100 °F  
Total Sulfur : 0.19 % by Weight  
BS&W : 4.0 % in Gross Sample  
0.1 % in Sample as Analyzed  
Paraffin : 12.09% by Weight

REMARKS

ANALYZED BY:

Bruce Kyllberg

# Fredrikson

& BYRON, P.A.

December 21, 2009



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

**RE: CASE NO. 11578**  
**Newfield Production Co.**

Dear Mr. Hicks:

Please find enclosed herewith the Telephone Communication Affidavits for the above referenced matter.

in reply,

A handwritten signature in black ink, appearing to read 'L. Bender'.

LAWRENCE BENDER

LB/sal  
Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Mr. Todd Sattler - (w/enc.)  
Ms. Ann Stoffel - (w/enc.)

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Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

Fredrikson & Byron, P.A.  
200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879



Before the Industrial Commission  
of the State of North Dakota

Case No. 11578

**Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.**

**TELEPHONIC COMMUNICATION AFFIDAVIT**

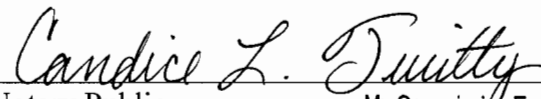
Doug Cullen, being first duly sworn deposes and states as follows: That on December 17, 2009, I testified under oath before the North Dakota Industrial Commission in Case No. 11578. My testimony was presented by telephone from (303) 709-5010 on behalf of Newfield Production Company, 950 17th Street, Suite 2600, Denver, Colorado 80202.

  
DOUG CULLEN

STATE OF COLORADO            )  
  )ss:  
COUNTY OF DENVER            )

On December 17<sup>th</sup>, 2009, Doug Cullen of Newfield Production Company, known to me to be the person described in and who executed the foregoing instrument, personally appeared before me and acknowledged that he executed the same as a free act and deed.



  
Notary Public   My Commission Expires  
My Commission Expires:   02/10/2013





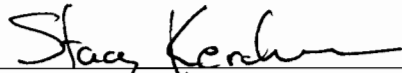
BEFORE THE NORTH DAKOTA INDUSTRIAL COMMISSION  
 OF THE STATE OF NORTH DAKOTA

Case No. 11578

Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

TELEPHONIC COMMUNICATION AFFIDAVIT

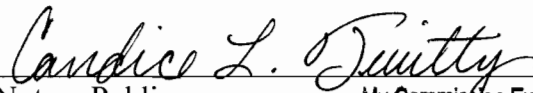
Stacy Kerchner, being first duly sworn deposes and states as follows: That on December 17, 2009, I testified under oath before the North Dakota Industrial Commission in Case No. 11578. My testimony was presented by telephone from (303) 709-5010 on behalf of Newfield Production Company, 950 17th Street, Suite 2600, Denver, Colorado 80202.

  
 \_\_\_\_\_  
 STACY KERCHNER

STATE OF COLORADO     )  
                                       )ss:  
 COUNTY OF DENVER     )

On December 17<sup>th</sup>, 2009, Stacy Kerchner of Newfield Production Company, known to me to be the person described in and who executed the foregoing instrument, personally appeared before me and acknowledged that she executed the same as a free act and deed.



  
 \_\_\_\_\_  
 Notary Public   My Commission Expires  
 My Commission Expires: 02/10/2013



**NEWFIELD**



**PRODUCTION COMPANY**

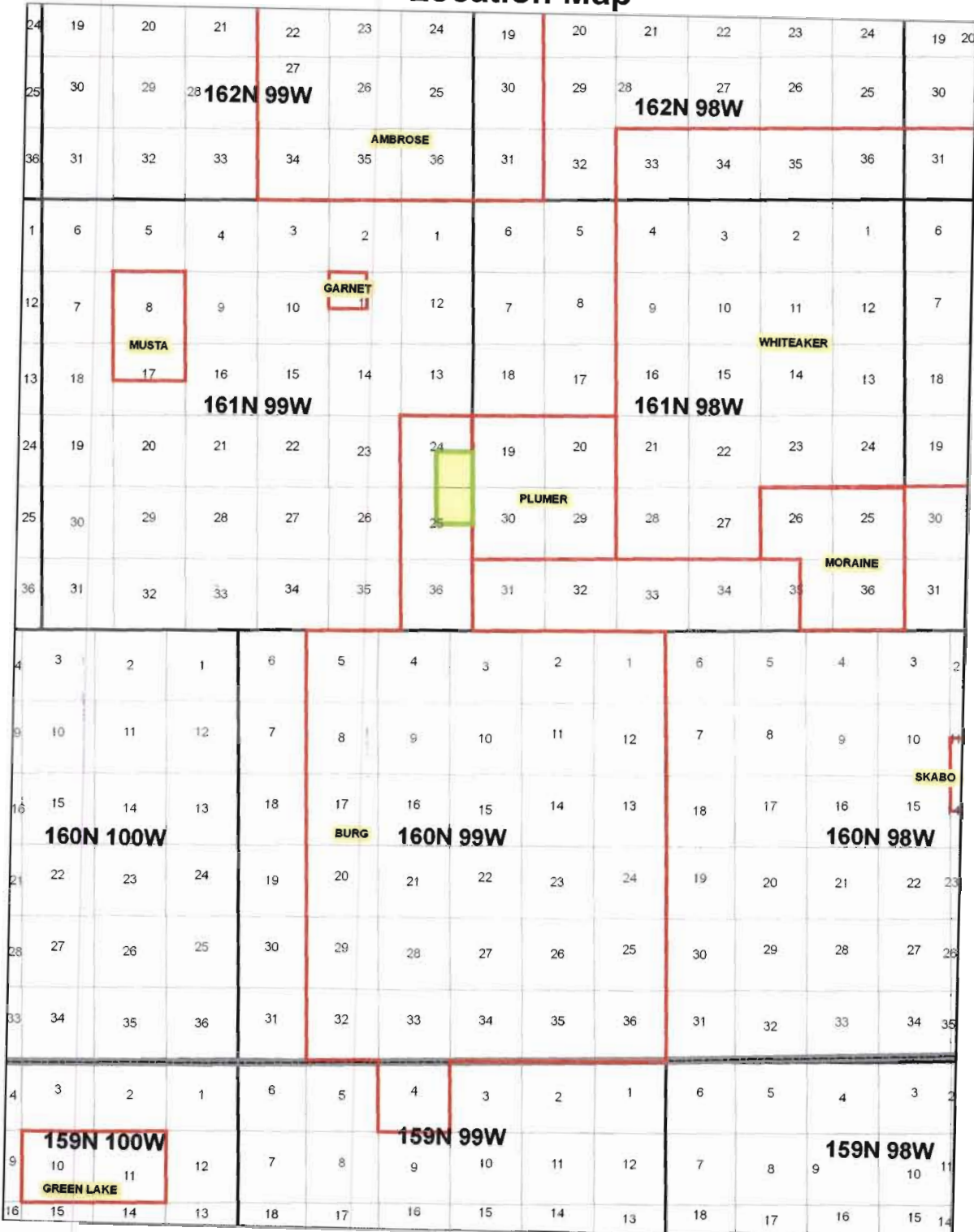
**CASE No. 11578**

Application for Proper Spacing of the  
Development of the  
BURG-STONEWALL Pool

Plumer Lundquist # 25-2  
T161N-R99W-Sec 24: SE, Sec 25: NE  
Divide County, North Dakota

Before the North Dakota Industrial Commission  
December 17, 2009

# Location Map



- NDIC Case 11578
- Field Outlines

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

DATE 12/17/09 CASE NO: 11578  
 Introduced By Newfield  
 Exhibit \_\_\_\_\_  
 Identified By Callen

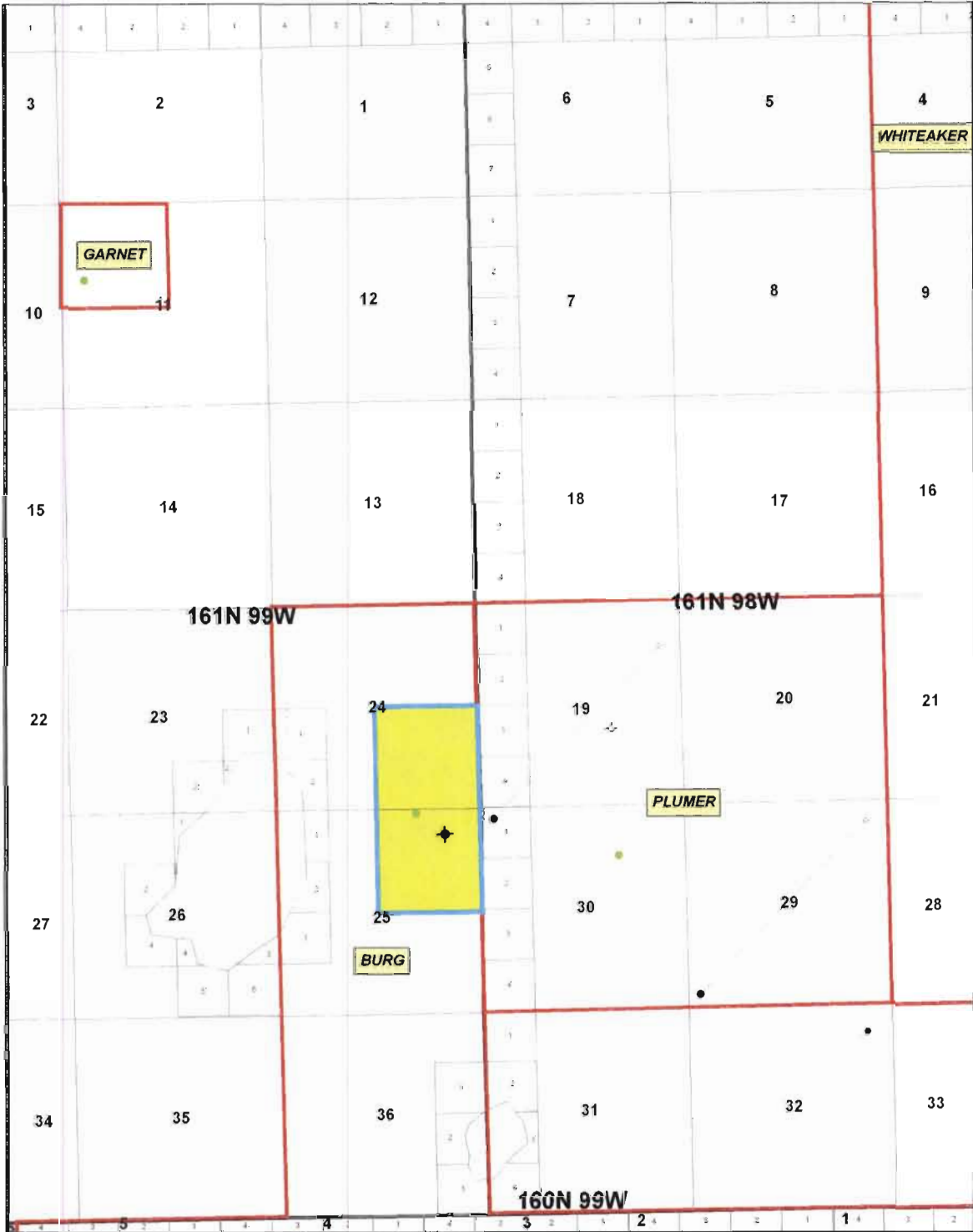
**NEWFIELD**



PRODUCTION COMPANY

**Exhibit L-1**  
**Case No. 11578**

# Proposed 320 acre Spacing Unit



- NFX Acreage
- 320 Spacing Outline
- ND Field Outlines

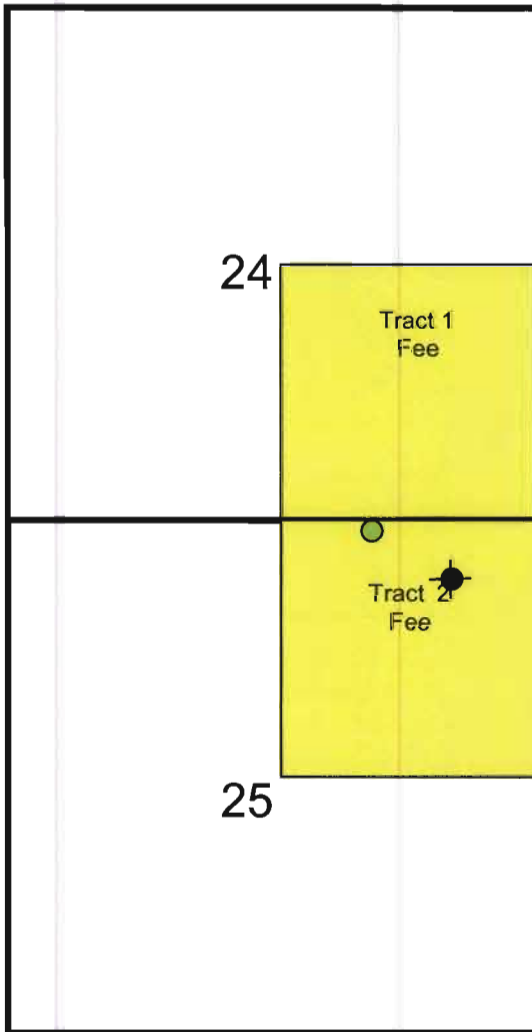
INDUSTRIAL COMMISSION  
 STATE OF NORTH DAKOTA  
 DATE 12/17/09 CASE NO. 11958  
 Introduced By Newfield  
 Exhibit L-2  
 Identified By Cullen

**NEWFIELD**  
  
 PRODUCTION COMPANY  
**Exhibit L-2**  
**Case No. 11578**

# Land Plat and Ownership Summary

T161N-R99W-Sec 24: SE, Sec 25: NE

Divide County, North Dakota



Leasehold Ownership Tracts 1 & 2	
Newfield Production Company -	50%
St. Mary Land & Exploration Co. -	50%

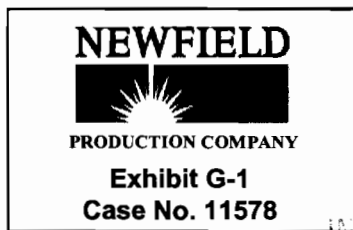
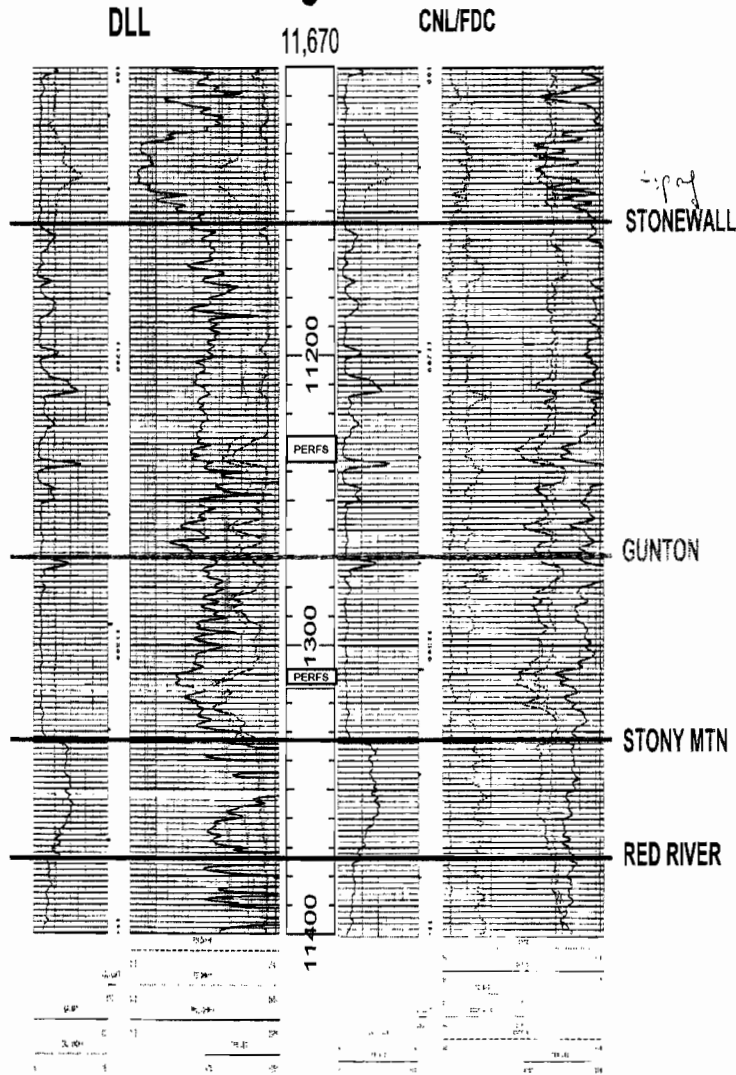
Working Interest in Unit Area	
Newfield Production Company -	50%
St. Mary Land & Exploration Co. -	50%

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA  
DATE 12/17/09 CASE NO. 11578  
Introduced By Newfield  
Exhibit 23  
Identified By Cullen

**NEWFIELD**  
PRODUCTION COMPANY  
Exhibit L-3  
Case No. 11578

**Newfield Production Company**

STONE ENERGY  
PLUMER-LUNDQUIST 25-2  
T161N R99W S25  
NE NW NE  
2,118



**Exhibit G-1**  
**Case No. 11578**

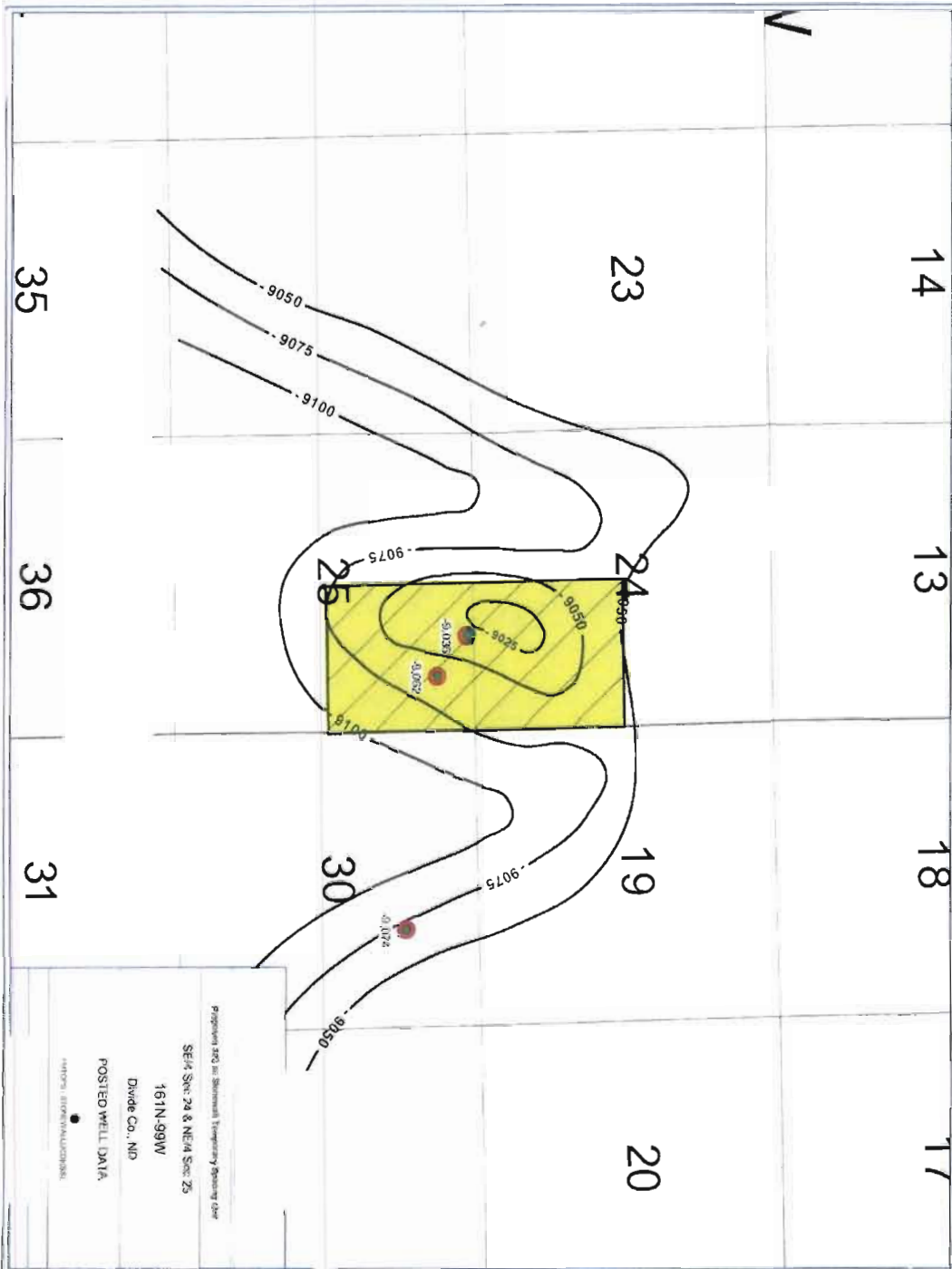
Proposed 320 Ac. Stonewall Spacing Unit

161N-99W, SE/4 Sec 24 & NE/4 Sec 25

Divide Co., ND

INDEPENDENT COMMISSION  
STATE OF NORTH DAKOTA  
DATE 12/17/09 CASE NO. 11578  
Introduced By Newfield 11578  
Exhibit G-1  
Identified By Kuhl

# Stonewall Structure Map



Projection: 2003 US Stonewall Temporary Spacing Data  
 SE1/4 Sect. 24 & NE1/4 Sect. 25  
 161N-99W  
 Davde Co., ND  
 POSTED WELL DATA  
 HAYDEN SURVEILLANCE

INDUSTRIAL COMMISSION  
 STATE OF NORTH DAKOTA  
 DATE 12/17/09 CASE NO. 11578  
 Introduced By Newfield  
 Exhibit 62  
 Identified By Kahl

**NEWFIELD**



PRODUCTION COMPANY

**Exhibit G-2**  
Case No. 11578



# NEWFIELD



ROCKY MOUNTAINS

## Plumer Lundquist 25-2 Current Schematic 11-23-09

AP# 33-023-00439

NWNE Sec 25 - T161N - R99W  
Burg Field  
Divide Co., ND

Pumping Unit: Legrand Conventional C912-365-168  
Stroke length: 145.2" (hole #2 - middle)  
SPM: 7

**TUBING DETAILS (as of 7/23/08):**

337 jts 2 7/8" 6.5# N-80 EUE Tbg  
MSN w/ 42' 1 1/4" diptube @ 10511'  
5 1/2" x 2 7/8" TAC w/ carbide slips  
4' perf sub  
2 jts  
BP (EOT @ 10581')

**Rod Details (as of 7/23/08):**

1 1/2" x 30' PR  
4' x 1" pony rod  
83 - 1" x 25' Norris 97 rods  
140 - 7/8" x 25' Norris 97 rods  
183 - 3/4" x 25' Norris 97 rods  
1 - 1" Left hand on-off tool  
10 - 1" x 25' Paddled Norris 90 rods  
2 1/2" x 1 3/4" x 20' x 20 1/2' x 24 1/2' RHBM pump

**Production casing detailed:**

5	1/2"	23#	P-110	LT&C	13'
5	1/2"	20#	L-80	LT&C	1064'
5	1/2"	17#	L-80	LT&C	6702'
5	1/2"	23#	L-80	LT&C	7420'
5	1/2"	17#	L-80	LT&C	9768'
5	1/2"	23#	P-110	LT&C	10,268'
5	1/2"	20#	L-80	LT&C	10,405'
DV	collar				10,407'
5	1/2"	20#	L-80	LT&C	11,629'
Casing	Shoe				11,658'

**Interlake:**

10,440' - 10,445' (4 spf)  
10,453' - 10,458' (4 spf)  
10,461' - 10,468' (4 spf)

**Stonewall**

11,228-11,237 (6 spf) 6/30/06

**Gunton**

11,309-11,315 (6 spf) 6/30/06

**Red River C:**

11,494' - 11,499' (4 spf)  
11,503' - 11,509' (4 spf)

Perf Breakdown, reports unclear - 1 bbl acid

11,520' - 11,530' (4 spf)

**Red River D:**

11,558' - 11,565' (4 spf)  
Acidize w/ 1000 gal 15% HCl



KB elev: 2117'  
GL elev: 2102'  
Spud Date: 11/16/97

Surface casing 9 5/8" 36#/ft L-80 at ~1644'  
Cmt w/ 750 sx to surface

TOC @ ~2930'

DV tool @ 10,407'  
Cmt'd w/ 2540 sxs

Sqz'd w/ 100 sx (March 2003)

TAC @ 10514'

Acidized w/ 250 gal Xyl. + 900 gal 15% HCL on 4/3/07

Acidized w/ 600 gal 15% HCL on 7/6/06

CIBP set at 11,400' with 2 sx cmt on top

Retainer for suicide sqz @ ~11,512'

CIBP @ ~11,555' (March 2003)

5 1/2", 17, 20, & 23#/ft, L-80, P-110 at ~11,658'  
Cmt w/ 250 sx

TD: 11,670'

11-23-09 MSP

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

DATE 12/17/09 CASE NO. 11578

Introduced By Newfield

Exhibit E-1

Identified By Kearner

# NEWFIELD

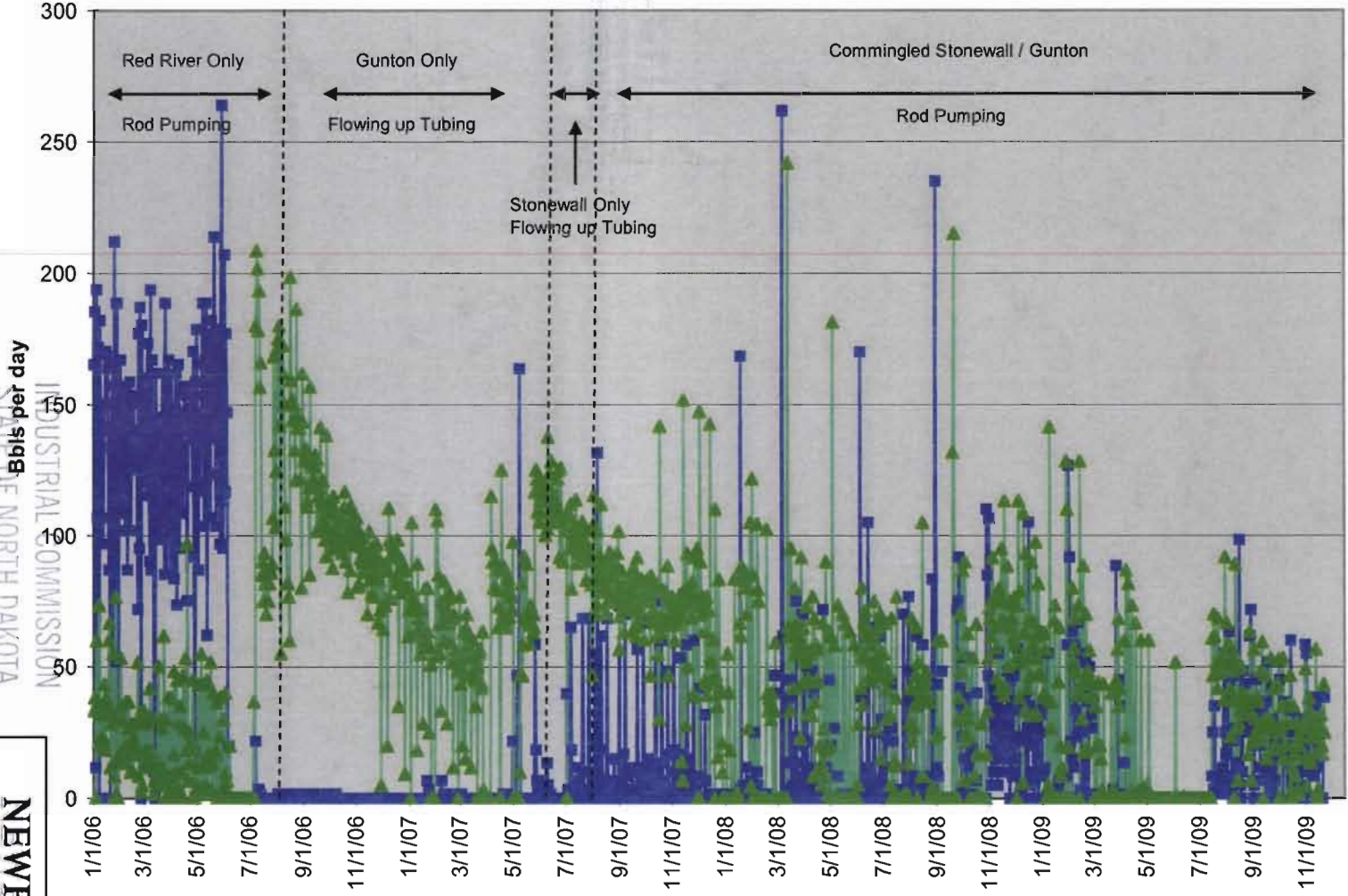


PRODUCTION COMPANY

Exhibit E-1

Case No. 11578

# Plumer Lundquist 25-2 Daily Production



Identified By *Kirchwe*  
 Exhibit *E-2*  
 Introduced By *Paul Tracy*  
 DATE *12/17/09*  
 CASE NO *11578*

**NEWFIELD**  
 PRODUCTION COMPANY  
 Exhibit E-2  
 Case No. 11578

INDUSTRIAL COMMISSION  
 STATE OF NORTH DAKOTA  
 Bbls per day

■ H2O  
 ▲ OIL

# Laboratory Analysis



## ASTRO-CHEM LAB, INC.

P. O. BOX 972 • WILLISTON, ND 58802-0972

TELEPHONE  
701-572-7355

November 18, 2009

Newfield Exploration Co.  
1401 17<sup>th</sup> Street  
Suite 1000  
Denver, CO 80202  
Attn: Jim Fehlauer

Dear Sir:

Crude oil from the Plummer Lundquist 25-2 was submitted for "FINGERPRINT" analysis. The results are as follows:

I. Ratios of compounds to each other.

BLEND				
	Gunton	Stonewall	C17:ISO	C17:C18
	100	0	4.25	2.07
	75	25	3.85	1.87
	50	50	3.46	1.63
	25	75	3.04	1.43
	0	100	2.64	1.21
	Produced Crude Oil		3.17	1.49

II. Allocation of production to formations.

Gunton	32.9% By Volume
Stonewall	67.1% By Volume

If you have any questions or need further assistance, please do not hesitate to call. Thank you for allowing Astro-Chem to be of service.

Sincerely,

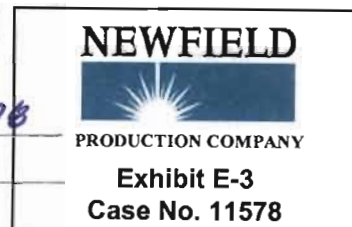
Bruce Kylo  
Astro-Chem Lab, Inc.

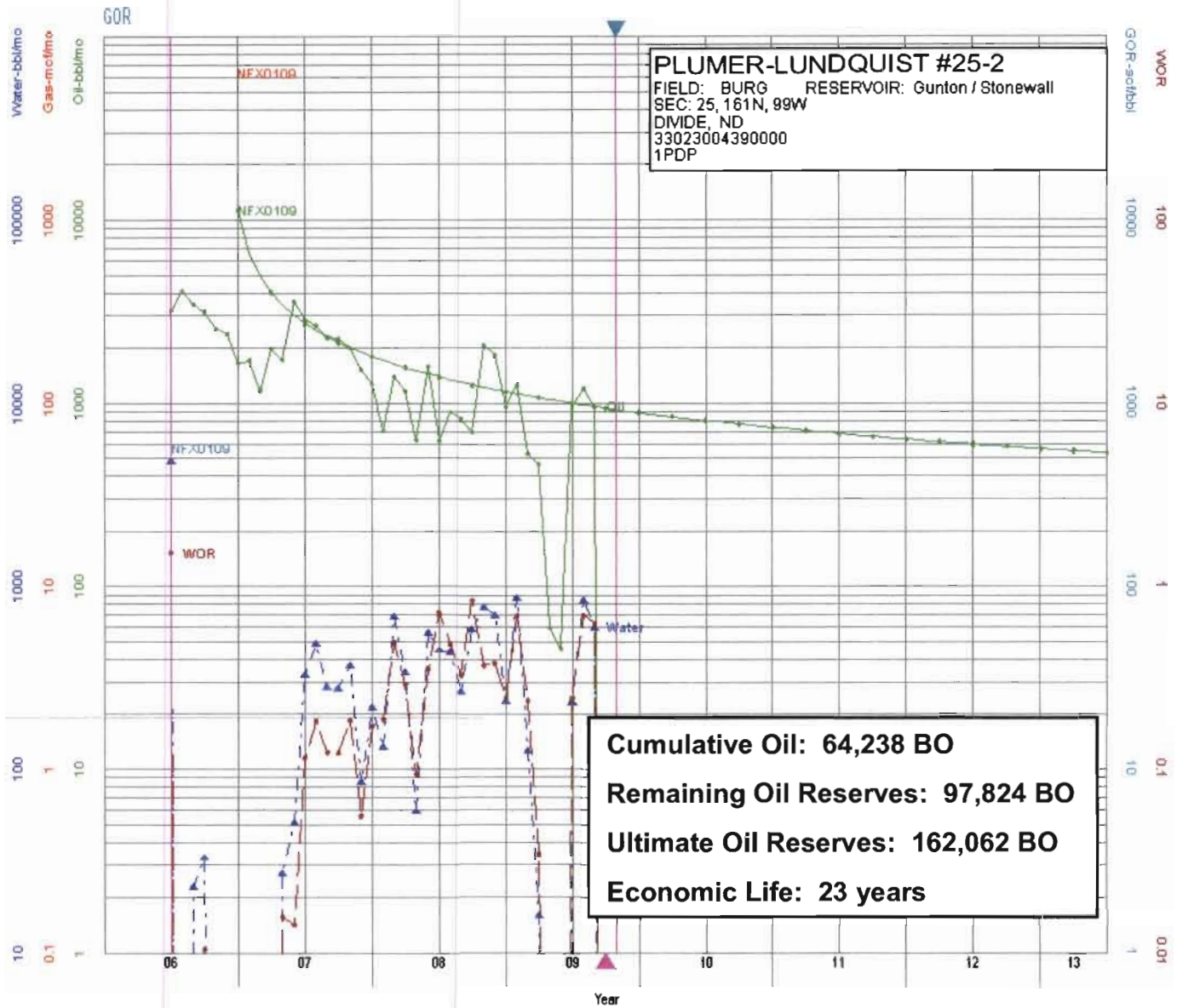
BK:ms

cc: Matt Peterson  
Dan's Production

F-09-3710

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA  
DATE 12/17/09 CASE NO. 11578  
Introduced By Newfield  
Exhibit E3  
Identified By Kirchner





**Ultimate (Stonewall): 108,744 BO**  
**(67.1% \* 162,062 BO)**

INDUSTRIAL COMMISSION  
 STATE OF NORTH DAKOTA  
 DATE 12/17/09 CASE NO. 11578  
 Introduced By Newfield  
 Exhibit E4  
 Identified By Kuchner



# Reservoir Data

**Plumer-Lundquist 25-2 well: Stonewall interval**  
**NW/4 NE/4 of Sec 25-T161N-R99W in Divide County, N. Dakota**

BAF = Bbls per Acre-ft =  $[7758 * \text{Phi} * (1-\text{Swi}) * \text{RF}] / \text{Boi}$

OOIP = Original Oil-in-Place =  $[7758 * A * h * \text{Phi} * (1-\text{Swi})] / \text{Boi}$

EUR = Est. Ultimate Recovery =  $\text{OOIP} * \text{RF} = [7758 * A * h * \text{Phi} * (1-\text{Swi}) * \text{RF}] / \text{Boi}$

Where:

Phi =	Avg porosity, decimal	0.0600
Swi =	Avg initial water saturation, decimal	0.19
Boi =	Initial oil formation volume factor, RB/STB	2
RF =	Recovery factor (assumed), decimal	0.200
7758 =	Conversion factor, Bbls/Acre-ft	7758
h =	Avg height of formation, ft	9
A =	Drainage Area, acres	see below

BAF = 37.76 STB/Ac-ft                      OOIP Reserves Factor: 188.52 STB/Ac-ft

Given calculated "BAF" above and avg "h" shown,  
**EUR's for various drainage areas and assumed RF...**

Drainage Area, Acres	GROSS 8/8ths MBO	OOIP Gross MBO
1280	435	2,172
640	217	1,086
320	109	543
160	54	271
80	27	136
40	14	68

INDUSTRIAL COMMISSION  
 STATE OF NORTH DAKOTA  
 DATE 12/17/09 CASE NO. 11578  
 Introduced By Newfield  
 Exhibit 45  
 Identified By Kochner

**NEWFIELD**



PRODUCTION COMPANY

**Exhibit E-5**  
**Case No. 11578**

**RESERVOIR DATA**  
**Stonewall interval**  
**Plumer-Lundquist 25-2 well**  
**NW/4 NE/4 of Sec 25-T161N-R99W**  
**Divide County, North Dakota**

**Formation Type:** Limestone / Dolomite

**Vertical Thickness:** 9 ft avg

**Porosity:** 6% avg

**Water Saturation:** 19% avg

**Oil Gravity:** 43.5 degrees API @ 60 deg F

**Bottomhole Temperature:** 210 deg F


**Formation Volume Factor:** 2.0 (Standing Correlation)

**Gas-Oil Ratio:** 1596 Scf/STB

**Gas:** 0.95 Specific Gravity / 1200 BTU factor (est)

**Original Oil-in-Place for 320 acres:** 543 MBO (Factor 188.5 STB/Ac-ft)

STATE OF NORTH DAKOTA  
DATE 12/17/09  
11578  
NEWFIELD  
E6  
Kerchner

<b>NEWFIELD</b>  PRODUCTION COMPANY Exhibit E-6 Case No. 11578
---

## ECONOMIC SUMMARY TABLE

Assumptions: \$70.00/Bbl w/ =\$8.43/BO differential, Opex \$6800/W/Mo,  
20.375% Royalties

<i>Parameter</i>	Plumer-Lundquist 25-2 Stonewall interval
Gross EUR Oil (MBO)	109
R.F. as % of OOIP	20.0%
Net Sales (M\$)	2,113
Severance Tax (M\$)	243
Operating Costs (M\$)	814
Net Income (M\$)	1,056
Net Investment (M\$)	90
Undiscounted Net Cash Flow (M\$)	966
Return on Investment Ratio	11.7

INDUSTRIAL OIL FIELD

STATE OF CALIFORNIA

DATE 12/17/09


Introduction By Newfield

Case No. 11578

E7

Kerchner

**NEWFIELD**



PRODUCTION COMPANY

Exhibit E-7

Case No. 11578

# Fredrikson

& BYRON, P.A.

November 9, 2009



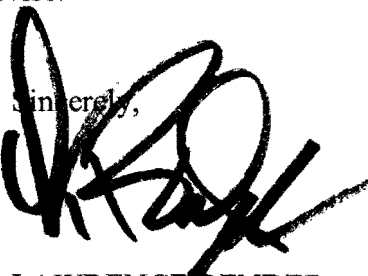
Mr. Bruce Hicks  
Assistant Director  
North Dakota Industrial Commission  
Oil and Gas Division  
600 East Boulevard  
Bismarck, North Dakota 58505-0310

**RE: CASE NO. 11578  
NEWFIELD PRODUCTION  
COMPANY**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE OF CONTINUANCE OF NEWFIELD PRODUCTION COMPANY for the captioned matter.

Should you have any questions, please advise.

Sincerely,  


LAWRENCE BENDER

LB/mk

Enclosure

- cc: Ms. Karlene Fine - (w/enc.)
- Mr. Lynn Helms - (w/enc.)
- Mr. Todd Sattler - (w/enc.)
- Ms. Anne Stoffel - (w/enc.) *Via Email*
- Doug Cullen - (w/enc.) *Via Email*

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Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

Fredrikson & Byron, P.A.  
200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879



BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA



CASE NO. 11578

Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

NOTICE OF CONTINUANCE OF NEWFIELD PRODUCTION COMPANY

PLEASE TAKE NOTICE that on Thursday, November 19, 2009, Newfield Production Company will respectfully request that the above captioned hearing be continued until the regularly scheduled December, 2009 hearing of the Commission.

Dated this 9<sup>th</sup> day of November, 2009.

FREDRIKSON & BYRON, P.A.

By 

LAWRENCE BENDER, ND Bar #03908  
*Attorneys for Newfield Production Company*  
200 North 3<sup>rd</sup> Street, Suite 150  
Post Office Box 1855  
Bismarck, North Dakota 58502-1855  
(701) 221-4020  
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# Fredrikson

& BYRON, P.A.

October 23, 2009



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

**RE: CASE NO. 11578  
NEWFIELD PRODUCTION  
COMPANY**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE OF CONTINUANCE OF NEWFIELD PRODUCTION COMPANY for the captioned matter.

Should you have any questions, please advise.

Sincerely,

A handwritten signature in black ink, appearing to read "LB" or "Lawrence Bender".

LAWRENCE BENDER

LB/mk

Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Mr. Todd Sattler - (w/enc.)  
Ms. Anne Stoffel - (w/enc.)

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Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

Fredrikson & Byron, P.A.  
200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA



CASE NO. 11578

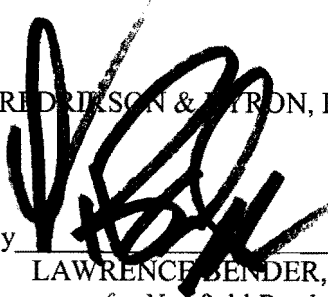
Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

**NOTICE OF CONTINUANCE OF NEWFIELD PRODUCTION COMPANY**

PLEASE TAKE NOTICE that on Thursday, October 29, 2009, Newfield Production Company will respectfully request that the above-captioned hearing be continued until the regularly scheduled November 19, 2009 hearing of the Commission.

DATED this 29<sup>th</sup> day of October, 2009.

FREDRIKSON & MYRON, P.A.

By   
LAWRENCE BENDER, ND Bar #03908  
*Attorneys for Newfield Production Company*  
200 North 3<sup>rd</sup> Street, Suite 150  
Post Office Box 1855  
Bismarck, North Dakota 58502-1855  
(701) 221-4020

# Fredrikson

& BYRON, P.A.

September 14, 2009



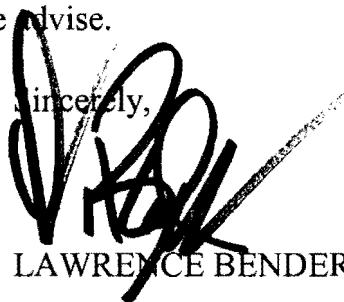
Mr. Bruce Hicks  
Assistant Director  
North Dakota Industrial Commission  
Oil and Gas Division  
600 East Boulevard  
Bismarck, North Dakota 58505-0310

**RE: NDIC CASE NO. 11578  
Newfield Production Company**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE OF CONTINUANCE FOR NEWFIELD PRODUCTION COMPANY in regard to the captioned matter.

Should you have any questions, please advise.

Sincerely,  
  
LAWRENCE BENDER

LB/leo

Enclosure

cc: Ms. Karlene Fine - (w/enc.)  
Mr. Lynn Helms - (w/enc.)  
Mr. Todd Sattler - (w/enc.)  
Ms. Anne Stoffel - (w/enc.) *Via Email*

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Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

Fredrikson & Byron, P.A.  
200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA



CASE NO. 11578

Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

NOTICE OF CONTINUANCE FOR NEWFIELD PRODUCTION COMPANY

PLEASE TAKE NOTICE that on Thursday, September 24, 2009, Newfield Production Company will respectfully request that the above captioned hearing be continued to the regularly scheduled October 2009 hearings of the Commission.

DATED this 14th day of September, 2009.

Fredrikson & Burton, P.A.

By 

LAWRENCE BENDER, ND Bar #03908  
*Attorneys for Newfield Production Company*  
200 North 3<sup>rd</sup> Street, Suite 150  
P. O. Box 1855  
Bismarck, ND 58502-1855

September 2, 2009



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

**RE: Case No. 11578**  
**Newfield Prod. Co.**

Dear Mr. Hicks:

Please find enclosed herewith for filing a NOTICE TO PARTICIPATE BY TELEPHONIC MEANS in the captioned matter.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'L. Bender'.

LAWRENCE BENDER

LB/mk

Enclosure

cc: Mr. Doug Cullen - (w/enc.)

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Attorneys & Advisors  
main 701.221.4020  
fax 701.221.4040  
www.fredlaw.com

Fredrikson & Byron, P.A.  
200 North Third Street, Suite 150  
Bismarck, North Dakota  
58501-3879

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA



CASE NO. 11578

**Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.**

**NOTICE TO PARTICIPATE BY TELEPHONIC MEANS**

In accordance with the provisions of Section 43-02-03-88.2 of the North Dakota Administrative Code, Newfield Prod. Co. ("Newfield"), an interested party in the above-captioned matter, hereby notifies the North Dakota Industrial Commission, that it intends to appear in the above-entitled matter by telephonic means. The telephone number for Newfield is (303) 685-8066. Lawrence Bender, Fredrikson & Byron, P.A., 200 North 3<sup>rd</sup> Street, Suite 150, P.O. Box 1855, Bismarck, ND 58502-1855, (701) 221-4020, is counsel for Newfield and will be present at the hearing.

DATED this 2<sup>nd</sup> day of September, 2009.

Fredrikson & Byron, P.A.

By 

LAWRENCE BENDER, ND Bar #03908  
*Attorneys for Newfield Prod. Co.*  
200 North 3<sup>rd</sup> Street, Suite 150  
P. O. Box 1855  
Bismarck, ND 58502-1855

# Oil and Gas Division

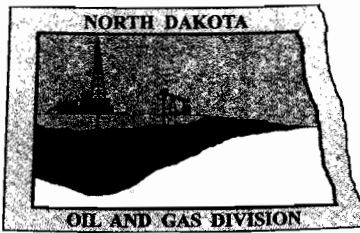
Lynn D. Helms - Director      Bruce E. Hicks - Assistant Director

## Department of Mineral Resources

Lynn D. Helms - Director

## North Dakota Industrial Commission

[www.oilgas.nd.gov](http://www.oilgas.nd.gov)



August 31, 2009

TO:      NEWFIELD PRODUCTION COMPANY  
         1001 17TH ST STE 2000  
         DENVER CO 80202-2028

FROM:   North Dakota Industrial Commission  
         Governor John Hoeven, Chairman

SUBJECT:   Proper Spacing Hearing; Case No. 11578

The proper spacing for the development of the BURG-STONEWALL Pool, DIVIDE County, North Dakota will be considered at the North Dakota Industrial Commission hearing on September 24, 2009.

Three copies of all exhibits to be used at the hearing are to be prefiled with Mr. Bruce E. Hicks, Assistant Director, North Dakota Industrial Commission Oil & Gas Division, 600 East Boulevard Ave.-Dept. 405, Bismarck, ND 58505-0840 five (5) days prior to the date of the hearing.

The Industrial Commission, pursuant to North Dakota Administrative Code 43-02-03-18 part 4 desires full and consistent information from all participants in spacing hearings, especially the operators. Thus, effective immediately the Commission requires the following information be prefiled:

- 1)    Name, address, and phone number of the operator of all wells in the field.
- 2)    Size and shape of the spacing units, well locations, and field rules being requested. If the requested spacing units are rectangular, indicate the desired orientation. Include any requests for exceptions needed.
- 3)    A map showing all wells within one (1) mile of the area being considered for spacing and the pools from which they produce.
- 4)    The pool's geologic formation (including stratigraphic definition) and the geographic area of the proposed field.
- 5)    The following data must be included:
  - a)    Initial reservoir pressure and any subsequent reservoir pressures
  - b)    Pertinent production data
  - c)    Oil analysis
  - d)    Gas analysis
  - e)    Gas-oil ratio
  - f)    Porosity of net pay
  - g)    Thickness of net pay
  - h)    Water saturation of net pay
  - i)    Oil formation volume factor
  - j)    Reservoir temperature

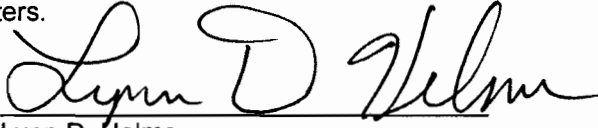


- 6) The following data must be included if available:
  - a) Permeability
  - b) Resistivity or salinity of formation water
  - c) Oil Pour Point
  - d) Reservoir Drive Mechanism
  - e) Bubble Point Pressure
- 7) Pertinent economics.
- 8) Maximum area of efficient and effective drainage by wells and supporting data.
- 9) Estimated original oil in place and expected recovery.
- 10) Disposition of all fluids.
- 11) A lease ownership map showing working interest ownership, non-working interest ownership, and lease expiration dates.
- 12) A structure map, isopach map, and cross section if pertinent.
- 13) A complete suite of logs if not previously filed.

A person or persons knowledgeable of the information submitted and capable of answering questions on the data must testify at the hearing. An exception to this requirement can be made if the following requirements are met:

- 1) The discovery well is not commercial and no further development is anticipated.
- 2) The information requested above is prefiled ten (10) days prior to the scheduled hearing.
- 3) Prefiled exhibits are accompanied by signed affidavits from the person or persons who prepared the exhibits attesting to the following:
- 4)
  - a) Their professional qualifications as an expert witness.
  - b) That they prepared, supervised preparation, or reviewed the documents.
  - c) That the documents are true and correct.
  - d) Identification of each exhibit, and explanation of the pertinence of the exhibit to the proper spacing matter at hand.
- 5) No one appears to oppose the proper spacing request. If the operator declines to appear and an interested party does appear to oppose the proper spacing request or submits a written objection, it may result in the matter being continued and an appearance by the operator required. In addition, you should be aware that in the event an Industrial Commission order is appealed the court decision will be based entirely on the hearing record. The lack of hearing testimony could result in an incomplete record.

In order to develop timely communication, all operators are asked to advise the Commission of the name and address of the person(s) responsible for regulatory matters for their company. Such person(s) will be notified of pending spacing matters.

  
Lynn D. Helms  
Director

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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, December 17, 2009, 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 Friday, December 04, 2009.

STATE OF NORTH DAKOTA  
TO:

Case No. 11856: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin and/or Hamlet-Bakken Pools to create and establish seven 1280-acre spacing units comprised of Sections 4 and 9; Sections 5 and 8; Sections 15 and 22; Sections 16 and 21; Sections 17 and 20; Sections 28 and 33; and, Sections 29 and 32, T.160N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11857: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 29 and 32, T.161N., R.95W., Dolphin-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11858: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase

density well on a 1280-acre spacing unit for the Dolphin-Bakken Pool described as Sections 1 and 12, T.160N., R.96W., Divide County, ND and such other relief as is appropriate.

Case No. 11859: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Tangrud #1-1H Sections 1 and 12, T.160N., R.96W., Dolphin-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11860: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Sadler-Bakken Pool described as Sections 15 and 22, T.161N., R.95W., Divide County, ND and such other relief as is appropriate.

Case No. 11861: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Stoneview-Bakken Pool described as Sections 6 and 7, T.160N., R.95W., Divide County, ND and such other relief as is appropriate.

Case No. 11862: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Stoneview-Bakken Pool described as Sections 5 and 8, T.160N., R.95W., Divide County, ND and such other relief as is appropriate.

# Affidavit of Publication



North Dakota, County of Divide, ss:

J. Andrist, being first duly sworn, on my oath, say that I am the publisher of The Journal, 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**

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

Case No. 11865: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 13 and 24, T.160N., R.96W., Hamlet-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11578: (Continued) Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

Case No. 11691: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-31H Trigger, NENE, Section 31, T.160N., R.102W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

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Steven J. Andrist, Publisher

o before me November 25, 2009

Vonni L. Anderson  
Notary Public, State of North Dakota  
My Commission Expires August 2, 2011

Signed by,  
John Hoeven, Governor  
Chairman,  
ND Industrial Commission  
(11-25)

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## The Finder

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Amount Paid: \_\_\_\_\_ CK #: \_\_\_\_\_

PLEASE

Date	Date	Times Run	Description
11/28/09	11/28/09	1	Case# 11852/604773 Bismarck Tribune PO:Notice of Hearing

**Affidavit of Publication**  
State of North Dakota ) SS County of Burleigh  
Before me, a Notary Public for the State of North Dakota personally appeared [Signature] who being duly sworn, deposed and says that he (she) is the Clerk of Bismarck Tribune and that the publication(s) were made through the Bismarck Tribune on the following dates: 11/28 Signed [Signature] sworn and subscribed to before me this 28th day of DECEMBER 2009  
[Signature]  
Notary Public in and for the State of North Dakota

**GREGORY P. ZIEGLER**  
Notary Public  
State of North Dakota  
My Commission Expires July 22, 2011

Please return invoice or put order number on check. Thank

Remarks

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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, December 17, 2009, 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 Friday, December 04, 2009.

**STATE OF NORTH DAKOTA TO:**  
Case No. 11852: Application of BTA Oil Producers, LLC for an order extending the field outline and amending the field rules for the Stockyard Creek-Bakken Pool to establish seven 1280 acre spacing units consisting of Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.155N., R.99W.; Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; and Sections 6 and 7, T.154N., R.99W., Williams County, ND, and allowing a horizontal well to be drilled in each such spacing unit at any location not closer than 500 feet to the boundary thereof and such other relief as is appropriate.

Case No. 11853: Proper spacing for the development of the Sanish-Bakken Pool, McKenzie and Mountrail Counties, ND, redefine the field limits, and enact such special field rules as may be necessary. Fidelity Expl. & Prod. Co.; Murex Petroleum Corp.; Oasis Petroleum North America LLC; Sinclair Oil and Gas Co.; Slawson Exploration Co., Inc.; Whiting Oil and Gas Corp.

Case No. 11854: Application of Continental Resources, Inc. for an order amending the field rules for the Pershing and North Fork-Bakken Pools for two 1280-acre spacing units comprised of Sections 13 and 24; and Sections 25 and 36, T.150N., R.97W., McKenzie County, ND, authorizing as increase density wells the drilling of up to four additional horizontal wells from the same well pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units eliminating any tool error setback requirements and such other relief as is appropriate.

Case No. 11855: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dimmick Lake and/or Eldah-Bakken Pools to create and establish two 1280-acre spacing units comprised of Sections 2 and 11; and Sections 14 and 23, T.151N., R.97W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11856: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin and/or Hamlet-Bakken Pools to create and establish seven 1280-acre spacing units comprised of Sections 4 and 9; Sections 5 and 8; Sections 15 and 22; Sections 16 and 21; Sections 17 and 20; Sections 28 and 33; and Sections 29 and 32, T.160N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11857: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 29 and 32, T.161N., R.95W., Dolphin-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11858: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Dolphin-Bakken Pool described as Sections 1 and 12, T.160N., R.16W., Divide County, ND and such other relief as is appropriate.

Bismarck Tribune

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Case No. 11859: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Tangrud #1-1H, Sections 1 and 12, T.160N., R.96W., Dolphin-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11860: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Sadler-Bakken Pool described as Sections 15 and 22, T.161N., R.95W., Divide County, ND and such other relief as is appropriate.

Case No. 11861: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Stoneview-Bakken Pool described as Sections 6 and 7, T.160N., R.95W., Divide County, ND and such other relief as is appropriate.

Case No. 11862: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Stoneview-Bakken Pool described as Sections 5 and 8, T.160N., R.95W., Divide County, ND and such other relief as is appropriate.

Case No. 11863: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Sauk-Bakken Pool described as Sections 6 and 7, T.159N., R.95W., Williams County, ND, and such other relief as is appropriate.

Case No. 11864: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Edge-Bakken Pool described as Sections 5 and 8, T.151N., R.96W., McKenzie County, ND, and such other relief as is appropriate.

Case No. 11865: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 13 and 24, T.160N., R.96W., Hamlet-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11866: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Norman #1-9H, Sections 4 and 9, T.150N., R.96W., Johnson Corner-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11867: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Hawkinson #1-2H, Sections 21 and 27, T.147N., R.96W., Dakdale-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11432: (Continued) Application of Continental Resources, Inc. for an order allowing the production from the following wells: Jorgensen #21-4 NH, NENW, Section 4; Jorgensen #21-4 SH, NENW, Section 4; Beulah #21-5 NH, NENW, Section 5; Beulah #21-5 SH, NENW, Section 5; Holiseck #12-17NH, SWNW, Section 17, all in T.129N., R.104W.; Marsha #34-34NH, SWSE, Section 34; Marsha #34-34SH, SWSE, Section 34; Graham #43-35SH, NESE, Section 35, all in T.130N., R.104W., Bowman County, ND.

Medicine Pole Hills West-Red River Unit and/or Medicine Pole Hills South-Red River "B" Unit, to be produced into the Beulah Central Tank Battery or Production Facility located in Section 4, T.129N., R.104W., Bowman County, ND, as an exception to the provisions of NDAC §§ 43-02-03-48 and 43-02-03-48.1 and such other relief as is appropriate.

Case No. 11722: (Continued) Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Radermecher #1-15H, Sections 15 and 22, T.151N., R.96W., Camel Butte-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11868: Application of Brigham Oil & Gas, L.P. for an order to establish temporary spacing for the Strand 16-9 #1-H well, located in the SWSW of Section 16, T.155N., R.102W., Williams County, ND, and such other relief as is appropriate.

Case No. 11869: Application of Brigham Oil & Gas, L.P. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Strand 16-9 #1-H, Sections 9 and 16, T.155N., R.102W., Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11870: Application of Brigham Oil & Gas, L.P. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Lee 16-21 #1-H, Sections 16 and 21, T.155N., R.103W., Squires-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11871: Application of Brigham Oil & Gas, L.P. for an order extending the field boundaries and amending the field rules for the Painted Woods-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 16 and 21, T.154N., R.103W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

Case No. 11872: Application of Brigham Oil & Gas, L.P. for an order creating a 1280-acre drilling unit comprised of Sections 20 and 29, T.154N., R.102W., Williams 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 such other relief as is appropriate.

Case No. 11873: Application of Brigham Oil & Gas, L.P. for an order creating a 1280-acre drilling unit comprised of Section 33, T.151N., R.100W., and Section 4, T.150N., R.100W., McKenzie 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 such other relief as is appropriate.

Case No. 11874: Application of Brigham Oil & Gas, L.P. pursuant to NDAC § 43-02-03-88.1 for an order authorizing the drilling of a salt water disposal well to be located in the SENW of Section 30, T.156N., R.92W., Alger Field, Mountrail County, ND, to the Dakota Group pursuant to NDAC Chapter 43-02-05 and such other relief as is appropriate.

Case No. 11783: (Continued) Application of Brigham Oil & Gas, L.P. for an order creating a 1280-acre drilling unit comprised of Sections 29 and 32, T.151N., R.102W., McKenzie 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 such other and further relief.

Case No. 11384: (Continued) Application of Brigham Oil & Gas, L.P. for an order extending the field boundaries and amending the field rules for the Painted Woods-Bakken Pool and/or Todd-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 11 and 14, T.154N., R.102W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

Case No. 11778: (Continued) Application of Brigham Oil & Gas, L.P. for an order suspending and, after hearing, revoking the permit issued to Lario Oil & Gas Co. to drill the Lund #1-10H well (File No. 17404), with a surface location in the NWNW of Section 10, T.155N., R.92W., Mountrail County, ND and for such other relief as is appropriate.

Case No. 11779: (Continued) Application of Brigham Oil & Gas, L.P. for an order suspending and, after hearing, revoking the permit issued to Lario Oil & Gas Co. to drill the Anderson #1-11H well (File No. 17392), with a surface location in the SESE of Section 11, T.155N., R.92W., Mountrail County, ND and for such other relief as is appropriate.

Case No. 11875: Application of Encore Operating, L.P. for an order amending the field rules for the Charlson-Bakken Pool to create four 1280-acre spacing units comprised of Section 36, T.154N., R.95W., and Section 31, T.154N., R.95W., McKenzie County, Sections 31 and 32, Sections 32 and 33, and Sections 33 and 34, T.154N., R.95W., McKenzie and Williams Counties, 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 such other relief as is appropriate.

Case No. 11876: Application of Encore Operating, L.P. for an order amending the field rules for the Charlson-Bakken Pool to create a 640-acre spacing unit comprised of Section 33, T.153N., R.95W., McKenzie County, ND, authorizing the drilling of up to four horizontal wells within said spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11877: Application of Encore Operating, L.P. for an order amending the field rules for the Charlson-Bakken Pool to create a 640-acre spacing unit comprised of Section 26, T.153N., R.95W., McKenzie County, ND, authorizing the drilling of up to three horizontal wells within said spacing unit allowing all three horizontal wells to be drilled anywhere within the spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11878: Application of Encore Operating, L.P. for an order extending the field boundaries and amending the field rules for the Eagle Nest-Bakken Pool and/or Spotted Horn-Bakken Pool, or in the alternative establish temporary spacing for the Squaw Creek-Bakken Pool to create and establish two 320-acre spacing units comprised of the E2 of Section 21 and the W/2 of Section 22, T.149N., R.94W., McKenzie County, ND, authorizing the drilling of two horizontal wells on each spacing unit, and such other relief as is appropriate.

Case No. 11879: Application of Encore Operating, L.P. for an order amending the field rules for the Corral Creek-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 12 and 13, T.147N., R.96W., Dunn County, ND, authorizing the drilling of not more than three horizontal wells within said spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11880: Application of Encore Operating, L.P. for an order amending the field rules for the Bear Creek-Bakken Pool to create a 640-acre spacing unit comprised of Section 35, T.148N., R.96W., Dunn County, ND, authorizing the drilling of not more than four horizontal wells within said spacing unit allowing all four horizontal wells to be drilled anywhere within the spacing unit not less than 500 feet to the

boundary of said spacing unit and such other relief as is appropriate.

Case No. 11881: Application of Encore Operating, L.P. for an order amending the field rules for the Bear Creek-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 27 and 34, T.148N., R.96W., Dunn County, ND, authorizing the drilling of not more than three horizontal wells within said spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11882: Application of Encore Operating, L.P. for an order amending the field rules for the Bear Creek-Bakken Pool to create three 640-acre spacing units comprised of Sections 1, 2, and 3, T.147N., R.96W., Dunn County, ND, authorizing the drilling of not more than four horizontal wells in Section 1 and not more than three horizontal wells in Section 2 and Section 3, said wells to be drilled anywhere within the spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11883: Application of Encore Operating, L.P. for an order amending the field rules for the Cedar Coulee-Bakken Pool to create a 640-acre spacing unit comprised of Section 9, T.147N., R.96W., Dunn County, ND, authorizing the drilling of not more than four horizontal wells within said spacing unit allowing all four horizontal wells to be drilled anywhere within the spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11884: Application of Encore Operating, L.P. for an order amending the field rules for the Cedar Coulee-Bakken Pool to create a 1280-acre spacing unit comprised of Section 33, T.148N., R.96W., and Section 4, T.147N., R.96W., Dunn County, ND, authorizing the drilling of not more than four horizontal wells within said spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11885: Application of Encore Operating, L.P. for an order amending the field rules for the Lost Bridge-Bakken Pool to create a 640-acre spacing unit comprised of Section 16, T.148N., R.96W., Dunn County, ND, authorizing the drilling of not more than four horizontal wells within said spacing unit allowing all four horizontal wells to be drilled anywhere within the spacing unit not less than 500 feet to the boundary of said spacing unit and such other relief as is appropriate.

Case No. 11886: Application of Encore Operating, L.P. for an order creating a 1280-acre drilling unit comprised of Sections 1 and 12, T.152N., R.102W., 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 each drilling unit and such other relief as is appropriate.

Case No. 11887: Application of Hunt Oil Co. for an order extending the field boundaries and amending the field rules for the Ross-Bakken Pool to create and establish three 1280-acre spacing units comprised of Sections 12 and 13, Sections 24 and 25, T.156N., R.90W., and Sections 7 and 18, T.156N., R.89W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11888: Application of Hunt Oil Co. for an order amending the field rules for the Ross-Bakken Pool, Mountrail County, ND, to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

Case No. 11889: Application of Hunt Oil Co. for an order amending the field rules for the Clear Water-Bakken Pool to create and establish two 1280-acre spacing units comprised of Sections 24 and 25, T.157N., R.90W., and Sections 19 and 30, T.157N., R.89W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.



Case No. 11928: Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Wombat #1-25H, Section 25, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11929: Application of Slawson Exploration Co., Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Banshee #1-1H, Section 1, T.153N., R.91W., Sanish-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11930: Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Obrigewitch #34-1H, Sections 27 and 34, T.146N., R.97W., Little Knife-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11931: Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Obrigewitch #4-1H, Sections 4 and 9, T.145N., R.97W., Little Knife-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11932: (Continued) Application of Tracker Resource Development II, LLC for an order amending the field rules for the Big Gulch-Bakken Pool to create a 640-acre spacing unit comprised of Section 12, T.147N., R.97W., Dunn 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 such other relief as is appropriate.

Case No. 11932: Application of Peak ND, LLC for an order extending the field boundaries and amending the field rules for the Heart Butte-Bakken Pool to create and establish two 640-acre spacing units comprised of Sections 19 and 20, T.148N., R.92W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11933: Application of Peak ND, LLC for an order amending the field rules for the Heart Butte-Bakken Pool, Dunn County, ND to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

Case No. 11934: Application of Peak ND, LLC for an order amending the field rules for the Eagle Nest-Bakken Pool, Dunn and McKenzie Counties, ND to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

Case No. 11935: Application of Peak ND, LLC for an order amending the field rules for the McGregory Buttes-Bakken Pool, Dunn County, ND to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

Case No. 11936: Application of Peak North Dakota, LLC for an order extending the field boundaries and amending the field rules for the Eagle Nest-Bakken Pool to create and establish a 640-acre spacing unit comprised of Section 34, T.149N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

Case No. 11937: Application of Peak North Dakota, LLC for an order extending the field boundaries and amending the field rules for the Mandaree-Bakken Pool to create and establish a 640-acre spacing unit comprised of Section 24, T.149N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11938: Application of Peak North Dakota, LLC for an order extending the field boundaries and amending the field rules for the Heart Butte-Bakken Pool to create and establish five 640-acre spacing units comprised of Section 7, T.148N., R.91W., Section 12, T.148N., R.92W., and Sections 34, 35 and 36, T.149N., R.93W., Dunn County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11939: Application of EOG Resources, Inc. for an order extending the field boundaries for the Parshall or Van Hook-Bakken Pool to include the following lands: Sections 12, 13, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, T.151N., R.90W.; Sections 9, 15, 21, 22, 23, 24, 25, 26, 27, 28, 29, 34, 35 and 36, T.151N., R.91W., Mountrail County, ND; further amending the field rules to allow the drilling of up to three horizontal wells for each 640-acre spacing unit on the following lands: Sections 1 through 36, T.151N., R.90W.; Sections 1 through 36, T.152N., R.90W.; Sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 19 through 36, T.153N., R.90W., Sections 1 through 36, T.154N., R.90W.; Sections 25, 26, 27, 28, 31, 32, 33, 34, 35, and 36, T.155N., R.90W.; Sections 1, 10, 11, 12, 13, 14, 15, 23, 24, 25, 26, and 36, T.151N., R.91W., Sections 1, 2, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 35, and 36, T.152N., R.91W.; Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31, and 32, T.153N., R.89W., Mountrail County, ND, and further redefining the pool limits for the Parshall-Bakken Pool and such other relief as is appropriate.

Case No. 11940: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Lucille #22-06H, Section 6, T.153N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11941: Application of EOG Resources, Inc. for an order amending the Spotted Horn-Bakken Pool to create six 640-acre spacing units comprised of Section 6, T.149N., R.94W., and Sections 18, 19, 20, 29 and 31, T.150N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well within each spacing unit not less than 500 feet to the boundary of the spacing unit and such other relief as is appropriate.

Case No. 11942: Application of EOG Resources, Inc. for an order extending the field boundaries and amending the field rules for the Clear Water-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 24 and 25, T.157N., R.91W., Burke County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11943: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sidonia #4-10H, Section 10, T.158N., R.90W., Clear Water-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11943: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sidonia #4-10H, Section 10, T.158N., R.90W., Clear Water-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11944: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Cottonwood #100-27H, Section 27, T.157N., R.92W., Cottonwood-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11945: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the James Hill #1-31H, Section 31 and the W/2 of Section 32, T.157N., R.91W., Ross-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11946: Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Van Hook #100-15H, Section 15, T.152N., R.91W., Van Hook-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11947: Application of Zenergy, Inc. for an order extending the field boundaries and amending the field rules for the Banks, Eldah, and/or Siverston-Bakken Pools to create and establish thirty 1280-acre spacing units comprised of Sections 2 and 11; Sections 5 and 8; Sections 6 and 7; Sections 18 and 19; Sections 26 and 35; Sections 30 and 31, T.151N., R.98W., Sections 6 and 7; Sections 17 and 20; Sections 18 and 19, T.152N., R.97W., Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 6 and 7; Sections 13 and 24; Sections 14 and 23; Sections 15 and 22; Sections 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.152N., R.98W., Sections 1 and 12; Sections 2 and 11; Sections 13 and 24; Sections 14 and 23; Sections 25 and 36; Sections 26 and 35; and Sections 27 and 34, T.152N., R.99W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11948: Application of Zenergy Operating Co., LLC for an order extending the field boundaries and amending the field rules for the Van Hook, Big Bend and/or Reunion Bay-Bakken Pools to create and establish ten 1280-acre spacing and/or drilling units comprised of Sections 17 and 18, T.150N., R.91W., McLean County, Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 5 and 8; Sections 13 and 24; Sections 14 and 23; Sections 15 and 22; Sections 16 and 21, T.150N., R.92W., and Sections 13 and 14, T.150N., R.93W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing and/or drilling unit and such other relief as is appropriate.

Case No. 11949: Application of Zenergy Operating Co., LLC for an order extending the field boundaries and amending the field rules for the Spotted Horn and/or Eagle Nest-Bakken Pools to create and establish five 1280-acre spacing and/or drilling units comprised of Sections 7 and 18; Sections 11 and 14; Sections 25 and 36; Sections 26 and 35; and Sections 27 and 34, T.149N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing and/or drilling unit and such other relief as is appropriate.

Case No. 11950: Application of Zenergy Operating Co., LLC for an order extending the field boundaries and amending the field

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rules for the Antelope-Bakken Pool to create and establish four 1280-acre spacing units comprised of Sections 1 and 2; Sections 13 and 24, T.150N., R.94W.; Sections 29 and 32; and Sections 30 and 31, T.151N., R.94W., Mountrail and McKenzie Counties, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11951: Application of Zenergy Operating Co., LLC for an order extending the field boundaries and amending the field rules for the Mandaree, Heart Butte, and/or McGregory Buttes-Bakken Pools to create and establish four 1280-acre spacing and/or drilling units comprised of Sections 14 and 23; Section 27 and 34; Sections 28 and 33; Sections 35 and 36, T.149N., R.93W., Dunn County, ND, authorizing the drilling of one horizontal well on each spacing and/or drilling unit and such other relief as is appropriate.

Case No. 11952: Application of Zenergy, Inc. for an order extending the field boundaries and amending the field rules for the Dimmick Lake or Siverston-Bakken Pools to create and establish two 1280-acre spacing units comprised of Sections 18 and 19; and Sections 30 and 31, T.151N., R.97W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11953: Application of Zenergy, Inc. for an order extending the field boundaries and amending the field rules for the North Tobacco Garden-Bakken Pool to create eight 1280-acre spacing units comprised of Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 13 and 24; Sections 14 and 23; Sections 15 and 22; Sections 25 and 36; and Sections 26 and 35, T.151N., R.99W., McKenzie County, ND, authorizing the drilling of a horizontal well within each said spacing unit at a location not less than 500 feet from the boundary of each spacing unit, or alternatively establishing 1280-acre drilling units, and such other relief as is appropriate.

Case No. 11955: Application of Zenergy, Inc. for an order creating two 1280-acre drilling units comprised of Sections 27 and 34; and Sections 28 and 33, T.153N., R.97W., 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 each drilling unit and such other relief as is appropriate.

Case No. 11684: (Continued) Application of Zenergy Operating Co., LLC for an order extending the field boundaries and amending the field rules for the Reunion Bay-Bakken Pool and/or Spotted Horn-Bakken Pool to create and establish thirteen 1280-acre spacing units comprised of Sections 14 and 23; Sections 15 and 22; Sections 26 and 35; Sections 27 and 34, T.150N., R.94W.; McKenzie County; Sections 13 and 22; T.150N., R.93W.; Mountrail County; Sections 29 and 32; Sections 30 and 31; Sections 33 and 34; Sections 35 and 36; T.150N., R.93W.; Dunn County; Sections 23 and 26; Sections 24 and 25; Sections 27 and 28; T.150N., R.93W., Dunn and Mountrail Counties; and five 640-acre spacing units comprised of Section 13; Section 24; Section 25, T.150N., R.94W., McKenzie County; Section 13; and Section 14, T.150N., R.93W.; Mountrail County, North Dakota, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

Case No. 11956: Application of Newfield Production Co. for an order allowing the production from the Ursus 1-201-H well, to be located in Section 20, the Mukwa 1-17H well, located or to be located in Section 17; and the Arkadios 1-181-H well located or to be located in Section 18, T.148N., R.97W., into the Arkadios Central Tank Battery or production facility, Haystack Butte Field, Dunn County, ND, as an exception to the provisions of NDAC § 43-02-03-48 and such other relief as is appropriate.

Case No. 11957: Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit for the Lost Bridge-Bakken Pool described in Section 15, T.148N., R.96W., Dunn County, ND and such other relief as is appropriate.

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Case No. 11958: Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit for the Lost Bridge-Bakken Pool described as Section 9, T.148N., R.96W., Dunn County, ND, and such other relief as is appropriate.

Case No. 11578: (Continued) Proper spacing for the development of the Burg-

Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary, Newfield Prod. Co.

Case No. 11689: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-21H Sergeant Major, SESE, Section 21, T.150N., R.99W., McKenzie County, ND; define the field limits, and enact such special field rules as may be necessary.

Case No. 11690: (Continued) Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sergeant Major #1-21H, Section 21, T.150N., R.99W., unnamed Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11691: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-31H Trigger, NENE, Section 31, T.160N., R.102W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 11809: (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-28H Alice Federal, SESW Section 28, T.153N., R.96W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 11810: (Continued) Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit described as Section 4, T.152N., R.96W., McKenzie County, ND, and such other relief as is appropriate.

Case No. 11959: Application of Baldwin Exploration Corp. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the conversion to saltwater disposal into the Dakota Group of the Aadnes #34-32 well, SWNE Section 34, T.157N., R.91W., Ross Field, Mountrail County, ND, pursuant to NDAC Chapter 43-02-05 and such other relief as is appropriate.

Case No. 11786: (Continued) Application of Crêdo Petroleum Corp. for an order extending the field boundaries and amending the field rules for the Spotted Horn-Bakken Pool, to create and establish a 1280-acre spacing unit comprised of Sections 12 and 13, T.149N., R.95W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Case No. 11764: (Continued) Application of Eagle Operating, Inc. for an order granting an area permit for underground injection of fluids into the unitized formation of the Woburn-Madison Unit, Burke County, ND, pursuant to NDAC Chapter 43-02-05 and such other relief as is appropriate. Signed by John Hoeven, Governor Chairman, ND Industrial Commission

2015



# 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 N.D. INDUSTRIAL COMMISSION OIL AND GAS DIVISION

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

October 28, 2009..... 68 lines @ .59 = 40.12

**TOTAL CHARGE.....\$40.12**

Signed

Steven J. Andrist, Publisher

Subscribed and sworn to before me October 28, 2009

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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, November 19, 2009 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 Friday, November 06, 2009.

**STATE OF NORTH DAKOTA TO: Case No. 11787:** Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 24, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11788:** Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 15, T.161N., R.98W., Whiteaker-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-

08 and such other relief as is appropriate.

**Case No. 11578: (Continued)** Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

**Case No. 11691: (Continued)** Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-31H Trigger, NENE, Section 31, T.160N., R.102W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

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

10-28



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

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**STATE OF NORTH DAKOTA TO:**

**Case No. 11671:** (Continued) Proper spacing for the development of the Stanley-Bakken Pool, Mountrail County, ND, redefine the field limits, and enact such special field rules as may be necessary. EOG Resources, Inc.; Fidelity Expl. & Prod. Co.; Hess Corp.; Murex Petroleum Corp.

**Case No. 11672:** (Continued) Proper spacing for the development of the Alger-Bakken Pool, Mountrail County, ND, redefine the field limits, and enact such special field rules as may be necessary. Brigham Oil & Gas, LP; EOG Resources, Inc.; Fidelity Expl. & Prod. Co.; Hess Corp.; Oasis Petroleum North America LLC

**Case No. 11754:** Application of Eagle Operating, Inc. for an order granting an area permit for underground injection of fluids into the unitized formation of the Woburn-Madison Unit, Burke County, ND, pursuant to NDAC Chapter 43-02-05 and such other relief as is appropriate.

**Case No. 11765:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Cottonwood #7-21H, Section 21, T.157N., R.92W., Cottonwood-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11766:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Ross #10-18H,

Section 18, T.156N., R.92W., Alger-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11767:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Burke #100-20H, Section 20, T.155N., R.90W., Stanley-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11768:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Van Hook #4-36H, Section 36, T.152N., R.91W., Van Hook-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11769:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Austin #23-32H, Section 32, T.154N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11770:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Wayzetta #20-17H, Section 17, T.153N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11771:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Hauga #1-01H, Section 1, T.152N., R.91W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11772:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #17-33H, Section 33, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11773:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #16-32H, Section 32, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11774:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #10-29H, Section 29, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11775:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #3-19H, Section 19, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11776:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Model #100-19H, Section 19, T.152N., R.89W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11777:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Roberta #1-16H, Section 16, T.151N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11778:** Application of Brigham Oil & Gas, L.P. for an order suspending and, after hearing, revoking the permit issued to Lario Oil & Gas Co. to drill the Lund #1-10H well (File No. 17404), with a surface location in the NWNW of Section 10, T.155N., R.92W., Mountrail County, ND and for such other relief as is appropriate.

**Case No. 11779:** Application of Brigham Oil & Gas, L.P. for an order suspending and, after hearing, revoking the permit issued to Lario Oil & Gas Co. to drill the Anderson #1-11H well (File No. 17392), with a surface location in the SESE of Section 11, T.155N., R.92W., Mountrail County, ND and for such other relief as is appropriate.

**Case No. 11780:** Application of Brigham Oil & Gas, L.P. for an order amending the field rules for the Alger-Bakken Pool to create two 1280-acre spacing units comprised of Sections 10 and 15; and Sections 11 and 14, T.155N., R.92W., Mountrail 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 such other relief as is appropriate.

**Case No. 11781:** Application of Brigham Oil & Gas, L.P. for an order extending the field boundaries and amending the field rules for the Painted Woods-Bakken Pool and/or Todd-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 11 and 14, T.154N., R.102W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11785:** Application of Brigham Oil & Gas, L.P. for an order extending the field boundaries and amending the field rules for the Squires-Bakken Pool to create and

Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Hauga #1-01H, Section 1, T.152N., R.91W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11772:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #17-33H, Section 33, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11773:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #16-32H, Section 32, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11774:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #10-29H, Section 29, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11775:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #3-19H, Section 19, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11776:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Model #100-19H, Section 19, T.152N., R.89W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11777:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Roberta #1-16H, Section 16, T.151N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11778:** Application of Brigham Oil & Gas, L.P. for an order suspending and, after hearing, revoking the permit issued to Lario Oil & Gas Co. to drill the Lund #1-10H well (File No. 17404), with a surface location in the NWNW of Section 10, T.155N., R.92W., Mountrail County, ND and for such other relief as is appropriate.

**Case No. 11779:** Application of Brigham Oil & Gas, L.P. for an order suspending and, after hearing, revoking the permit issued to Lario Oil & Gas Co. to drill the Anderson #1-11H well (File No. 17392), with a surface location in the SESE of Section 11, T.155N., R.92W., Mountrail County, ND and for such other relief as is appropriate.

**Case No. 11780:** Application of Brigham Oil & Gas, L.P. for an order amending the field rules for the Alger-Bakken Pool to create two 1280-acre spacing units comprised of Sections 10 and 15; and Sections 11 and 14, T.155N., R.92W., Mountrail 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 such other relief as is appropriate.

**Case No. 11781:** Application of Brigham Oil & Gas, L.P. for an order to establish temporary spacing for the BCD Farms 16-21 #1-H, NWNW of Section 16, T.156N., R.103W., Williams County, ND and such other relief as is appropriate.

**Case No. 11782:** Application of Brigham Oil & Gas, L.P. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the BCD Farms 16-21 #1-H, Sections 16 and 21, T.156N., R.103W., Bull Butte-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

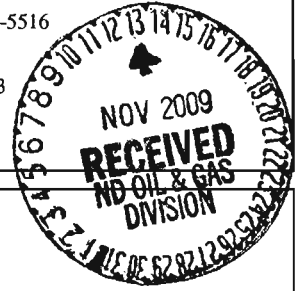
**Case No. 11783:** Application of Brigham Oil & Gas, L.P. for an order creating a 1280-acre drilling unit comprised of Sections 29 and 32, T.151N., R.102W., McKenzie County, ND, authorizing the drilling of a horizontal well within each drilling unit at a location not less than 500 feet from the boundary of each drilling unit and such other and further relief.

**Case No. 11784:** Application of Brigham Oil & Gas, L.P. for an order extending the field boundaries and amending the field rules for the Painted Woods-Bakken Pool and/or Todd-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 11 and 14, T.154N., R.102W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11785:** Application of Brigham Oil & Gas, L.P. for an order extending the field boundaries and amending the field rules for the Squires-Bakken Pool to create and

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establish three 1280-acre spacing units comprised of Sections 26 and 35; Sections 27 and 34; and Sections 28 and 33, T.155N., R.103W., Williams County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11786:** Application of Credo Petroleum Corp. for an order extending the field boundaries and amending the field rules for the Spotted Horn-Bakken Pool, to create and establish a 1280-acre spacing unit comprised of Sections 12 and 13, T.149N., R.95W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11787:** Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 24, T.163N., R.99W., Ambrose-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11788:** Application of Baytex Energy USA Ltd. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Section 15, T.161N., R.98W., Whiteaker-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11789:** Application of Continental Resources, Inc. for an order amending the field rules for the Chimney Butte and Jim Creek-Bakken Pools for two 1280-acre spacing units comprised of Sections 6 and 7; and Sections 18 and 19, T.146N., R.95W., Dunn County, ND, authorizing as increase density wells the drilling of up to four additional horizontal wells from the same pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units, eliminating any tool error setback requirements, and such other relief as is appropriate.

**Case No. 11790:** Application of Continental Resources, Inc. for an order amending the field rules for the Oakdale-Bakken Pool for two 1280-acre spacing units comprised of Section 2, T.146N., R.96W., and Section 35, T.147N., R.96W.; and Sections 23 and 26, T.147N., R.96W., Dunn County, ND, authorizing as increase density wells the drilling of up to four additional horizontal wells from the same pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units, eliminating any tool error setback requirements, and such other relief as is appropriate.

**Case No. 11791:** Application of Continental Resources, Inc. for an order amending the field rules for the Cedar Coulee and Rattlesnake Point-Bakken Pools for two 1280-acre spacing units comprised of Section 4, T.146N., R.96W., and Section 33, T.147N., R.96W.; and Sections 21 and 28, T.147N., R.96W., Dunn County, ND, authorizing as increase density wells the drilling of up to four additional horizontal wells from the same pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units, eliminating any tool error setback requirements, and such other relief as is appropriate.

**Case No. 11792:** 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 a 1280-acre spacing unit comprised of Sections 25 and 36, T.159N., R.95W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit, or in the alternative establishing temporary spacing for the Battlevew-Bakken Pool, and such other relief as is appropriate.

**Case No. 11793:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 25 and 36, T.159N., R.95W., North Tioga or Battlevew-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11794:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Charlie Bob Creek #1-25H, Section 25, T.146N., R.98W., Ranch Coulee-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11432: (Continued)** Application of Continental Resources, Inc. for an order allowing the production from the following wells: Jorgensen #21-4 NH, NENW, Section 4; Jorgensen #21-4 SH, NENW, Section 4; Beulah #21-5NH, NENW, Section 5; Beulah #21-5 SH, NENW, Section 5; Holecsek #12-17NH, SWNW, Section 17, all in T.129N., R.104W.; Marsha #34-34NH, SWSE, Section 34; Marsha #34-34SH, SWSE, Section 34; Graham #43-35SH, NESE, Section 35, all in T.130N., R.104W., Bowman County, ND, Medicine Pole Hills West-Red River Unit and/or Medicine Pole Hills South-Red River "B" Unit, to be produced into the Beulah Central Tank Battery or Production Facility located in Section 4, T.129N., R.104W., Bowman County, ND, as an exception to the provisions of NDAC §§ 43-02-03-48 and 43-02-03-48.1 and such other relief as is appropriate.

**Case No. 11795:** Application of Ballantyne Oil for an order authorizing the completion and production of the Tolley #8-9H well in the E/2 of Section 9, T.161N., R.86W., Renville County, ND, as an exception to any field rules for the Tolley-Madison Pool or the provisions of NDAC § 43-02-03-18 and such other relief as is appropriate.

**Case No. 11796:** Application of Tracker Resource Development II, LLC for an order amending the field rules for the Big Gulch-Bakken Pool to create a 640-acre spacing unit comprised of Section 12, T.147N., R.97W., Dunn 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 such other relief as is appropriate.

**Case No. 11797:** Application of Peak ND, LLC for an order extending the field boundaries and amending the field rules for the Mandaree-Bakken Pool to create and establish ten 640-acre spacing units comprised of Sections 3, 4, 7, 10, 11, 21, and 29, T.149N., R.93W., Dunn County, ND; Sections 12, 23, and 24, T.149N., R.94W., McKenzie County, ND; and one 320-acre spacing unit comprised of the W/2 of Section 13, T.149N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11798:** Application of Peak ND, LLC for an order extending the field boundaries and amending the field rules for the Heart Butte-Bakken Pool to create and establish fifteen 640-acre spacing units comprised of Section 7, T.148N., R.91W.; Sections 12, 22, 23, and 26, T.148N., R.92W.; Sections 2, 13, 14, 15, 22, and 23, T.148N., R.93W.; and Sections 26, 34, 35, and 36, T.149N., R.93W.; and one 1280-acre spacing unit comprised of Sections 19 and 20, T.148N., R.92W., Dunn County, ND, authorizing the drilling of one horizontal well on each spacing unit and/or such other and further relief as is appropriate.

**Case No. 11799:** Application of Peak ND, LLC for an order extending the field boundaries and amending the field rules for the Spotted Horn-Bakken Pool to create and establish two 640-acre spacing units comprised of Section 1 and Section 12,

T.150N., R.95W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11800:** Application of Peak ND, LLC for an order extending the field boundaries and amending the field rules for the Eagle Nest-Bakken Pool to create and establish two 640-acre spacing units comprised of Sections 33 and 34, T.149N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11801:** Application of Peak ND, LLC for an order extending the field boundaries and amending the field rules for the Antelope-Bakken Pool to create and establish six 640-acre spacing units comprised of Section 6 and Section 8, T.150N., R.94W., and Sections 5, 21, 30, and 32, T.151N., R.94W.; and one 320-acre spacing unit comprised of the E/2 of Section 20, T.151N., R.94W., McKenzie County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11802:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Woman Creek #4-11H, NWNW, Section 4, T.148N., R.93W., Dunn County, ND, South Fork-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11803:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Fredericks #6-31H, NWNW, Section 6, T.148N., R.92W., Dunn County, ND, Heart Butte-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11804:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Fredericks #5-11H, Lot 4, Section 5, T.148N., R.92W., Dunn County, ND, Heart Butte-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11805:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Burr #16-44H, SESE, Section 16, T.148N., R.94W., Dunn County, ND, Eagle Nest-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11806:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Voigt #24 21H, NENW, Section 24, T.148N., R.94W., Dunn County, ND, McGregor Buttes Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11807:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Voigt #24 11H, NWNW, Section 24, T.148N., R.94W., Dunn County, ND, McGregor Buttes Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11808:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Four Bears #20-11H, NWNW, Section 20, T.152N., R.93W., McKenzie County, ND, Four Bears Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11809:** Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-28H Alice Federal, SESE, Section 28, T.153N., R.96W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11810:** Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit described as Section 4, T.152N., R.96W., McKenzie County, ND, and such other relief as is appropriate.

**Case No. 11578: (Continued)** Proper spacing for the development of the Burg-Stonehills Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

**Case No. 11687: (Continued)** Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-21H Sergeant Major, SESE, Section 21, T.150N., R.99W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11690: (Continued)** Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sergeant Major #1-21H, Section 21, T.150N., R.99W., unnamed Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11691: (Continued)** Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-31H Trigger, NENE, Section 31, T.160N., R.102W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11694: (Continued)** Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Clear Creek State #1-36H, Section 36, T.152N., R.97W., Westberg-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11688: (Continued)** Temporary spacing to develop an oil and/or gas pool discovered by the Cirque Resources, LP #32-16H Trippell, SESE, Section 32, T.160N., R.90W., Burke County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11684: (Continued)** Application of Zenergy Operating Co., LLC, for an order extending the field boundaries and amending the field rules for the Reunion Bay-Bakken Pool and/or Spotted Horn-Bakken Pool to create and establish thirteen 1280-acre spacing units comprised of: Sections 14 and 23; Sections 15 and 22; Sections 16 and 21; Sections 26 and 35; Sections 27 and 34, T.150N., R.94W., McKenzie County; Sections 15 and 22; T.150N., R.93W., Mountrail County; Sections 29 and 32; Sections 30 and 31; Sections 33 and 34; Sections 35 and 36; T.150N., R.93W.; Dunn County; Sections 23 and 26; Sections 24 and 25; Sections 27 and 28; T.150N., R.93W., Dunn and Mountrail Counties; and five 640-acre spacing units comprised of Section 13; Section 24; Section 25, T.150N., R.94W., McKenzie County; Section 13; and Section 14, T.150N., R.93W.; Mountrail County, North Dakota, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 9465: (Continued)** Temporary spacing to develop an oil and/or gas pool discovered by the Sinclair Oil & Gas Co. #6-25 Saetz Federal, Section 36, T.147N., R.98W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

Signed by:  
/s/John Hoeven  
John Hoeven, Governor  
Chairman,  
ND Industrial Commission  
10/28 - 60464

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# Affidavit of Publication

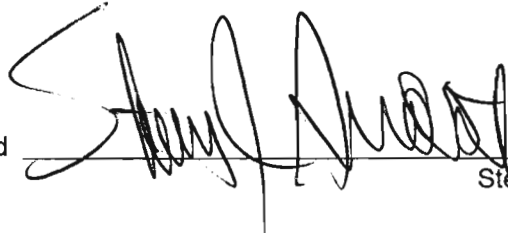
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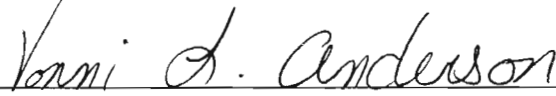
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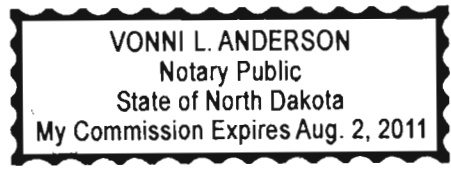
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**NOTICE OF HEARING  
N.D. INDUSTRIAL COMMISSION  
OIL AND GAS DIVISION**

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, October 29, 2009, 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 Friday, October 16, 2009.

STATE OF NORTH DAKOTA  
TO:

Case No. 11691: Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-31H Trigger, NENE, Section 31, T.160N., R.102W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 11578: (Continued) Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

Case No. 11709: Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the ND State #43X-16, Sections 16 and 17, T.160N., R.95W., Stoneview-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11713: Application of Continental Resources, Inc. for an order amending the field rules for the Dolphin-Bakken Pool for two 1280-acre spacing units comprised of Sections 18 and 19; and Sections 30 and 31, T.161N., R.95W., Divide County, ND, authorizing the drilling of up to four additional horizontal wells from the same well pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units and such other relief as is appropriate.

Case No. 11715: Application of Continental Resources, Inc. for an order amending the field rules for the Border and Stoneview-Bakken Pools for two 1280-acre spacing units comprised of Sections 12 and 13; and Sections 24 and 25, T.161N., R.95W., Divide County, ND, authorizing the drilling of up to four additional horizontal wells from the same well pad

within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units and such other relief as is appropriate.

Case No. 11716: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 3 and 10, T.160N., R.95W., Stoneview-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11717: Application of Continental Resources, Inc. for an order creating a 1280-acre drilling unit comprised of Sections 17 and 20, T.160N., R.96W., Divide 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 each drilling unit and such other relief as is appropriate.

Case No. 11718: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Salo #1-26H, Sections 26 and 35, T.160N., R.96W., Hamlet-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11719: Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 14 and 23, T.160N., R.96W., Hamlet-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Case No. 11732: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin-Bakken Pool to create and establish two 1280-acre spacing units comprised of Sections 13 and 24; and Sections 25 and 36, T.161N., R.96W., Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other and relief as is appropriate.

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

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10/7/09 Signed Gregory P. Ziegler  
sworn and subscribed to before me this 12th  
day of OCTOBER 2009

Gregory P. Ziegler  
Notary Public in and for the State of North Dakota

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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, October 29, 2009, at the N.D. Oil & Gas Division, 1076 East Calgary Ave., Bismarck, N.D. At the hearing the Commission will receive testimony and exhibits. Persons with any interest in the cases listed below, take notice.

**PERSONS WITH DISABILITIES:** If at the hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-8038 by Friday, October 16, 2009.

**STATE OF NORTH DAKOTA:**

**Case No. 11671:** Proper spacing for the development of the Stanley-Bakken Pool, Mountrail County, ND, redefine the field limits, and enact such special field rules as may be necessary. EOG Resources, Inc.; Fidelity Expl. & Prod. Co.; Hess Corp.; Murex Petroleum Corp.

**Case No. 11672:** Proper spacing for the development of the Alger-Bakken Pool, Mountrail County, ND, redefine the field limits, and enact such special field rules as may be necessary. Brigham Oil & Gas, LP; EOG Resources, Inc.; Fidelity Expl. & Prod. Co.; Hess Corp.; Oasis Petroleum North America LLC

**Case No. 11673:** Temporary spacing to develop an oil and/or gas pool discovered by the EOG Resources, Inc., #35-32H Fertile, SESE Section 32, T.151N., R.90W., Mountrail County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11674:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Ross #10-18H, Section 18, T.156N., R.92W., Alger-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11675:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sidonia #2-05H, Section 5, T.158N., R.90W., ClearWater-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11676:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Oakland #1-20H, Section 20, T.154N., R.89W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11677:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #23-19H, Section 19, T.151N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11678:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #13-18H, Section 18, T.151N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11679:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Fertile #7-06H, Section 6, T.151N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11680:** Application of EOG Resources, Inc. for an order creating five 960-acre drilling units comprised of all of Section 2 and the E/2 of Section 3; the E/2 of Section 10 and all of Section 11; all of Section 14 and the E/2 of Section 15; the E/2 of Section 22 and all of Section 23; and all of Section 26 and the E/2 of Section 27, T.154N., R.104W., Williams 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 such other relief as is appropriate.

**Case No. 11582:** (Continued) Application of EOG Resources, Inc. for an order extending the field boundaries and amending the field rules for the Parshall-Bakken Pool to create and establish five 1600-acre spacing units comprised of Sections 9 and 10 and the W/2 of Section 11; the W/2 of Section 14 and all of Sections 15 and 16; Sections 21 and 22 and the W/2 of Section 23; the W/2 of Section 26 and all of Sections 27 and 28; and Sections 34 and 35 and the W/2 of Section 36, T.151N., R.91W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11589:** (Continued) Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #19-35H, Section 35, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11309:** (Continued) Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Cottonwood #1-22H, Section 22, T.157N., R.92W., Cottonwood-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11426:** (Continued) In the matter of a hearing called on a motion of the Commission to consider the establishment or altering of drilling or spacing units in the Bakken Pool in and around Sections 19 and 30, T.157N., R.91W., Mountrail County, ND and such other relief as is appropriate.

**Case No. 11681:** Application of Brigham Oil & Gas, LP for an order extending the field boundaries and amending the field rules for the Squires-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 13 and 24, T.155N., R.103W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11682:** Application of Brigham Oil & Gas, LP for an order creating three 1280-acre drilling units comprised of Section 32, T.152N., R.104W. and Section 5, T.151N., R.104W.; Section 33, T.152N., R.104W. and

Section 4, T.151N., R.104W.; and Section 34, T.152N., R.104W. and Section 3, T.151N., R.104W., McKenzie 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 such other relief as is appropriate.

**Case No. 11683:** Temporary spacing to develop an oil and/or gas pool discovered by the Zenergy Operating Co., LLC, #14-2H Dakota-3 TAT (1922), SESW Section 2, T.149N., R.93W., Dunn County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11684:** Application of Zenergy Operating Co., LLC for an order extending the field boundaries and amending the field rules for the Reunion Bay-Bakken Pool and/or Spotted Horn-Bakken Pool to create and establish thirteen 1280-acre spacing units comprised of: Sections 14 and 23; Sections 15 and 22; Sections 16 and 21; Sections 26 and 35; Sections 27 and 34, T.150N., R.94W.; McKenzie County; Sections 15 and 22; T.150N., R.93W.; Mountrail County, Sections 29 and 32; Sections 30 and 31; Sections 33 and 34; Sections 35 and 36; T.150N., R.93W.; Dunn County; Sections 23 and 26; Sections 24 and 25; Sections 27 and 28; T.150N., R.93W.,

Dunn and Mountrail Counties; and five 640-acre spacing units comprised of Section 13; Section 24; Section 25, T.150N., R.94W., McKenzie County; Section 13; and Section 14, T.150N., R.93W.; Mountrail County, North Dakota, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11685:** Application of Zenergy Operating Co., LLC for an order extending the field boundaries and amending the field rules for the Mandaree-Bakken Pool to create and establish six 320-acre spacing units comprised of the E/2 of Section 15; the W/2 of Section 15; the E/2 of Section 16; the W/2 of Section 16; the E/2 of Section 17; and the W/2 of Section 17, T.149N., R.93W.; Dunn County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11686:** Application of Zenergy Operating Co., LLC for an order creating three 1280-acre drilling units comprised of Sections 1 and 12, T.147N., R.93W.; Sections 1 and 12; and Sections 25 and 36, T.148N., R.93W., 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 such other relief as is appropriate.

**Case No. 11687:** Temporary spacing to develop an oil and/or gas pool discovered by the Armstrong Operating, Inc. #1 Laurine Engel, NWNW, Section 17, T.139N., R.96W., Stark County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11688:** Temporary spacing to develop an oil and/or gas pool discovered by the Cirque Resources, LP #32-16H Trippell, SESE, Section 32, T.160N., R.90W., Burke County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11689:** Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-21H Sergeant Major, SESE, Section 21, T.150N., R.99W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11690:** Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sergeant Major #1-21H, Section 21, T.150N., R.99W., unnamed Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11691:** Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co., #1-31H Trigger, NENE, Section 31, T.160N., R.102W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11692:** Application of Newfield Production Co. for an order amending the field rules for the Siverston-Bakken Pool to create two 640-acre spacing units comprised of Sections 5 and 8, T.150N., R.98W., 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 such other relief as is appropriate.

**Case No. 11693:** Application of Newfield Production Co. for an order extending the field boundaries and amending the field rules for the Westberg-Bakken Pool to create and establish a 640-acre spacing unit comprised of Section 36, T.152N., R.97W., McKenzie County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11694:** Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Clear Creek State #1-36H, Section 36, T.152N., R.97W., Westberg-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11695:** Application of Newfield Production Co. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit for the Westberg-Bakken Pool described as Section 9, T.152N., R.96W., McKenzie County, ND, and such other relief as is appropriate.

**Case No. 11578:** (Continued) Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

**Case No. 11433:** (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-4H Wisness, SESE Section 4, T.152N., R.96W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11434:** (Continued) Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Wisness #1-4H, Section 4, T.152N., R.96W., Westberg-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11696:** Application of Sagebrush Resources, LLC for an order authorizing the conversion of the Brandt/Nermoe #2-9, NENW Section 9, T.160N., R.78W., Southwest Starbuck-Spearfish Unit, Bottineau County, ND, for the injection of fluids in the unitized formation pursuant to NDAC Ch. 43-02-05 and such other relief as is appropriate.

**Case No. 11697:** Application of Sagebrush Resources, LLC for an order authorizing the conversion of the Lervik #1, SWSW of Section 5, T.160N., R.78W., Southwest Starbuck-Spearfish Unit, Bottineau County, ND, for the injection of fluids in the unitized formation pursuant to NDAC Ch. 43-02-05 and such other relief as is appropriate.

**Case No. 11698:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of an increase density well on each 1280-acre spacing unit comprised of Sections 14 and 15, T.154N., R.95W., Williams County; Sections 21 and 28; and Sections 22 and 27, T.154N., R.95W., Hofflund-Bakken Pool, McKenzie and Williams Counties, ND, and such other relief as is appropriate.

**Case No. 11699:** Application of XTO Energy Inc. for an order amending the field rules for the MonDak-Bakken Pool to create

a 1280-acre spacing unit comprised of Sections 3 and 10, T.147N., R.104W., 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 such other relief as is appropriate.

**Case No. 11700:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of an increase density well on each 1280-acre spacing unit described as Sections 4 and 9; Sections 15 and 16, T.147N., R.104W.; and Sections 27 and 34, T.148N., R.104W., MonDak-Bakken Pool, McKenzie County, ND, and such other relief as is appropriate.

**Case No. 11701:** Application of XTO Energy Inc. for an order extending the field boundaries and amending the field rules for the Bailey-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 1 and 12, T.147N., R.95W., Dunn County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11702:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing up to two horizontal wells on each 1280-acre spacing unit described as Sections 2 and 3; Sections 5 and 6; Sections 7 and 18; Sections 8 and 17; Sections 19 and 30; Sections 20 and 29, T.148N., R.96W.; Sections 1 and 2; Sections 11 and 12; Sections 13 and 14; Sections 23 and 24; Sections 25 and 36; and Sections 26 and 35, T.148N., R.97W., Lost Bridge-Bakken Pool, Dunn County, ND, and such other relief as is appropriate.

**Case No. 11703:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 640-acre spacing unit described as the N/2 of Sections 35 and Section 36, T.154N., R.95W, Charlson-Bakken Pool, McKenzie County, ND, and such other relief as is appropriate.

**Case No. 11704:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of an increase density well on each 1280-acre spacing unit described as Sections 17 and 18, T.154N., R.94W, Mountrail County; Sections 12 and 13, T.154N., R.95W; and Section 1, T.154N., R.95W, and Section 36, T.155N., R.95W, Alkali Creek-Bakken Pool, Williams County, ND, and such other relief as is appropriate.

**Case No. 11705:** Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Krieger #42X-17, Sections 17 and 18, T.154N., R.94W, Alkali Creek-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11706:** Application of XTO Energy Inc. for an order authorizing the drilling, completing and producing of an increase density well on each 1280-acre spacing unit described as Section 19, T.149N., R.95W, and Section 24, T.149N., R.96W; Sections 23 and 26; and Sections 27 and 34, T.149N., R.96W, Bear Den-Bakken Pool, McKenzie County, ND, and such other relief as is appropriate.

**Case No. 11707:** Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Dick #44X-18, Section 18, T.161N., R.94W, Stoneview-Bakken Pool, Burke County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11708:** Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Running #24X-20, Sections 17 and 20, T.161N., R.94W, Stoneview-Bakken Pool, Burke County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11709:** Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the ND State #43X-16, Sections 16 and 17, T.160N., R.95W, Stoneview-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11710:** Application of XTO Energy Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Sig #21X-6, Sections 6 and 7, T.161N., R.94W, Borden-Bakken Pool, Burke County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11711:** Application of Continental Resources, Inc. for an order amending the field rules for the Sauk-Bakken Pool and Northwest McGregor-Bakken Pool for two 1280-acre spacing units comprised of Sections 6 and 7; and Sections 18 and 19, T.159N., R.95W, Williams County, ND, authorizing the drilling of up to four additional horizontal wells from the same well pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units and such other relief as is appropriate.

**Case No. 11712:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 21 and 28, T.159N., R.95W, Sauk-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11713:** Application of Continental Resources, Inc. for an order amending the field rules for the Dolphin-Bakken Pool for two 1280-acre spacing units comprised of Sections 18 and 19; and Sections 30 and 31, T.161N., R.95W, Divide County, ND, authorizing the drilling of up to four additional horizontal wells from the same well pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units and such other relief as is appropriate.

**Case No. 11714:** Application of Continental Resources, Inc. for an order amending the field rules for the North Tioga-Bakken Pool for two 1280-acre spacing units comprised of Sections 1 and 12; and Sections 13 and 24, T.159N., R.95W, Williams County, ND, authorizing the drilling of up to four additional horizontal wells from the same well pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units and such other relief as is appropriate.

**Case No. 11715:** Application of Continental Resources, Inc. for an order amending the field rules for the Border and Stoneview-Bakken Pools for two 1280-acre spacing units comprised of Sections 12 and 13; and Sections 24 and 25, T.161N., R.95W, Divide County, ND, authorizing the drilling of up to four additional horizontal wells from the same well pad within said spacing units and also eliminating the minimum setbacks from the north and south boundary lines of both 1280-acre spacing units and such other relief as is appropriate.

**Case No. 11716:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 3 and 10, T.160N., R.95W, Stoneview-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11717:** Application of Continental Resources, Inc. for an order creating a 1280-acre drilling unit comprised of Sections 17 and 20, T.160N., R.96W, Divide 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 each drilling unit and such other relief as is appropriate.

**Case No. 11718:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Salo #1-26H, Sections 26 and 35, T.160N., R.96W, Hamlet-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11719:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 14 and 23, T.160N., R.96W, Hamlet-Bakken Pool, Divide County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11720:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Simmental #1-21H, Sections 16 and 21, T.153N., R.94W, Elm Tree-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11721:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Rolletstad #1-3H, Sections 3 and 10, T.152N., R.94W, Antelope-Sanish Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11722:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Radermecher #1-15H, Sections 15 and 22, T.151N., R.96W, Camel Butte-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11723:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Rodney #1-29H, Sections 20 and 29, T.147N., R.96W, Cedar Coulee-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11724:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Bice #1-29H, Sections 29 and 32, T.146N., R.95W, Chimney Butte-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11725:** Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Meadowlark #11-6H, Sections 6 and 7, T.145N., R.95W, Jim Creek-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11726:** Application of Encore Operating LP for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Werra Trust #21-3H, Section 3, T.147N., R.96W, Bear Creek-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11727:** Application of Armstrong Operating, Inc. for an order creating a 320-acre drilling unit comprised of the SE/4 of Section 7 and the SW/4 of Section 8, T.139N., R.96W, Stark County, ND, authorizing the drilling of a vertical well anywhere within the 320-acre drilling unit at a location not less than 660 feet from the boundary of said drilling unit and such other relief as is appropriate.

**Case No. 11728:** Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Hay Draw #34-1H, Sections 27 and 34, T.148N., R.97W, Little Knife-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11729:** Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Erickson #11-1H, Sections 2 and 11, T.147N., R.97W, Little Knife-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11730:** Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Thomas #36-1H, Sections 25 and 36, T.145N., R.97W, Little Knife-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11731:** Application of Tracker Resource Development II, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Schmalz #31-3-1H, Section 3, T.144N., R.97W, and Section 31, T.145N., R.96W, Jim Creek-Bakken Pool, Dunn County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11302:** (Continued) Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Four Bears #20-11H, W/2 of Section 20, T.152N., R.93W, Four Bears-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11619:** (Continued) Application of Samson Resources Co. for an order amending the field rules for the Foothills-Bakken Pool to create five 1280-acre spacing units comprised of Sections 19 and 30; Sections 27 and 34; Sections 28 and 33, T.161N., R.92W, Sections 24 and 25; and Sections 26 and 35, T.161N., R.93W, Burke 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 such other relief as is appropriate.

**Case No. 11732:** Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin-Bakken Pool to create and establish two 1280-acre spacing units comprised of Sections 13 and 24; and Sections 25 and 36, T.161N., R.96W, Divide County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

Signed by,  
John Hoeven, General  
Chairman, ND Industrial Commission  
107 - 604614

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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, ~~September 24, 2009~~, 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 Friday, September 11, 2009.

STATE OF NORTH DAKOTA  
TO:

Case No. 11578: Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

Case No. 11613: Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #1-1H Tangsrud, Lot 4, Section 1, T.160N., R.96W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

Case No. 11614: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Hamlet-Bakken Pool described as Sections 30 and 31, T.160N., R.95W., Divide County, ND, and such other relief as is appropriate.

Case No. 11615: Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin and/or Sadler-Bakken Pools to create and establish a 1280-acre spacing unit comprised of Sections 17 and 20, T.161N., R.95W., Divide County, ND, authorizing the drilling

of one horizontal well on such spacing unit and such other relief as is appropriate.

Case No. 11616: Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Sadler-Bakken Pool described as Sections 27 and 34, T.161N., R.95W., Divide County, ND and such other relief as the is appropriate.

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

(9-2)

**Affidavit of Publication**



OK

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 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:

September 2, 2009 ..... 74 lines @ .59 = 43.66

**TOTAL CHARGE.....\$43.66**

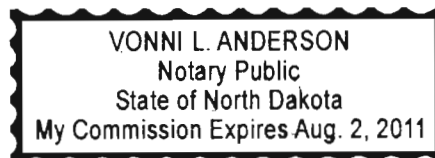
Signed \_\_\_\_\_

Steven J. Andrist, Publisher

Subscribed and sworn to before me September 2, 2009

Vonni L. Anderson

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



5



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09/12/09	20389188	INV	401.04

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Date	Date	Times Run	Description
09/04/09	09/04/09	1	Cae 11578/604472 Bismarck Tribune PO:Case 11578

PLEASE

**Affidavit of Publication**  
State of North Dakota ) SS County of Burleigh  
Before me, a Notary Public for the State of North Dakota,  
personally appeared Gregory P. Ziegler, who being duly sworn, deposes  
and says that he (she) is the Clerk of Bismarck Tribune Co.,  
and that the publication(s) were made through the  
Bismarck Tribune on the following dates:  
9/4. Signed Gregory P. Ziegler  
sworn and subscribed to before me this 11th  
day of SEPTEMBER 2009  
Notary Public in and for the State of North Dakota

**GREGORY P. ZIEGLER**  
Notary Public  
State of North Dakota  
My Commission Expires July 22, 2015

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

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Thursday, September 24, 2009, 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 Friday, September 11, 2009.

**STATE OF NORTH DAKOTA TO:**

**Case No. 11578:** Proper spacing for the development of the Burg-Stonewall Pool, Divide County, ND, redefine the field limits, and enact such special field rules as may be necessary. Newfield Prod. Co.

**Case No. 11433:** (Continued) Temporary spacing to develop an oil and/or gas pool discovered by the Newfield Production Co. #1-4H Wisness, SESE Section 4, T.152N., R.96W., McKenzie County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11434:** (Continued) Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Wisness #1-4H, Section 4, T.152N., R.96W., Westberg-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11436:** (Continued) Application of Newfield Production Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jorgenson #1-4H, Section 4, T.148N., 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 such other relief as is appropriate.

**Case No. 11579:** Proper spacing for the development of the Saddle Butte-Madison Pool, Billings County, ND, redefine the field limits, and enact such special field rules as may be necessary. Armstrong Operating, Inc.

**Case No. 11580:** Application of EOG Resources, Inc. for an order extending the field boundaries and amending the field rules for the Ross or Alger-Bakken Pools to create and establish two 1280-acre spacing units comprised of Sections 3 and 4; and Sections 8 and 9, T.156N., R.92W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11581:** Application of EOG Resources, Inc. for an order amending the field rules for the Ross-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 4 and 5, T.155N., R.90W., Mountrail 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 such other relief as is appropriate.

**Case No. 11582:** Application of EOG Resources, Inc. for an order extending the field boundaries and amending the field rules for the Parshall-Bakken Pool to create and establish five 1600-acre spacing units comprised of Sections 9 and 10 and the W/2 of Section 11; the W/2 of Section 14 and all of Sections 15 and 16; Sections 21 and 22 and the W/2 of Section 23; the W/2 of Section 26 and all of Sections 27 and 28; and Sections 34 and 35 and the W/2 of Section 36, T.151N., R.91W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11583:** Application of EOG Resources, Inc. for an order extending the field boundaries and amending the field rules for the Parshall-Bakken Pool to create and establish a 1280-acre spacing unit comprised of Sections 25 and 26, T.151N., R.91W., Mountrail County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11584:** Application of EOG

Resources, Inc. for an order amending the field rules for the Parshall-Bakken Pool to create a 1280-acre spacing unit comprised of Sections 4 and 5, T.151N., R.90W., Mountrail 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 such other relief as is appropriate.

**Case No. 11585:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Burke #19-28H, Section 28, T.155N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11586:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Burke #18-27H, Section 27, T.155N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11587:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Austin #11-01H, Section 1, T.154N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11588:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Vayzetta #19-31H, Section 31, T.153N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11589:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #19-35H, Section 35, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11590:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Parshall #15-31H, Section 31, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11591:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Model #10-07H, Section 7, T.152N., R.89W., and Section 12, T.152N., R.90W., Parshall-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11592:** Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Burke #15-21H, Section 21, T.155N., R.90W., Stanley-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11309:** (Continued) Application of EOG Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Cottonwood #1-22H, Section 22, T.157N., R.92W., Cottonwood Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Net Amt Due

401.04

401.04

54

**Case No. 11426:** (Continued) In the matter of a hearing called on a motion of the Commission to consider the establishment or altering of drilling or spacing units in the Bakken Pool in and around Sections 19 and 30, T.157N., R.91W., Mountrail County, ND; and such other relief as is appropriate.

**Case No. 11593:** Application of Fidelity Expl. & Prod. Co. for an order amending the field rules for the Stanley-Bakken Pool, Mountrail County, ND to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

**Case No. 11594:** Application of Fidelity Expl. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Reum #11-32H, NWNW, Section 32, T.155N., R.91W., Mountrail County, ND, Stanley-Bakken Pool, as an exception to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11595:** Application of Fidelity Expl. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Harstad #18-19H, Sections 18 and 19, T.155N., R.91W., Stanley-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11596:** Application of Fidelity Expl. & Prod. Co. for an order amending the field rules for the Sanish-Bakken Pool, McKenzie and Mountrail Counties, ND to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

**Case No. 11597:** Application of Fidelity Expl. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Deadwood Canyon Ranch #11-5H, NWNW, Section 5, T.153N., R.92W., Deadwood Canyon Ranch #43-28H, NESE, Section 28, T.154N., R.92W., Domaskin #11-20H, NWNW, Section 20, T.154N., R.92W., Domaskin #11-29H, NWNW, Section 29, T.154N., R.92W., Fladeland #11-21H, NWNW, Section 21, T.154N., R.92W., Fladeland #11-22H, NWNW, Section 22, T.154N., R.92W., Fladeland #11-30H, Lot 1, Section 30, T.154N., R.92W., and the Meiers #11-19H, Lot 1, Section 19, T.154N., R.92W., Mountrail County, ND, Sanish-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11598:** Application of Fidelity Expl. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Bakke #11-24H, NWNW, Section 24, T.155N., R.92W., Mountrail County, ND, Alger-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11599:** Application of Fidelity Expl. & Prod. Co. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Farhart #11-11H, NWNW, Section 11, T.157N., R.92W., Ledene #44-5H, SESE, Section 5, T.158N., R.92W., Paulson #11-25H, NWNW, Section 25, T.158N., R.92W., Rosencrans #44-21H, SESE, Section 21, T.158N., R.92W., Barantzen #11-20H, NWNW, Section 20, T.159N., R.92W., Edwards #44-9H, SESE of Section 9, T.159N., R.92W., Lucy #11-23H, NWNW, Section 23, T.160N., R.92W., and the Weimann #11-28H, NWNW, Section 28, T.160N., R.92W., Burke and Mountrail Counties, ND, Cottonwood-Bakken Pool, pursuant to the provisions of NDCC § 38-

08-06.4 and such other relief as is appropriate.

**Case No. 11600:** Application of Fidelity Expl. & Prod. Co. and Brigham Oil & Gas, LP for an order amending the field rules for the Alger-Bakken Pool, Mountrail County, ND, to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

**Case No. 11601:** Application of Brigham Oil & Gas, LP for an order extending the field boundaries and amending the field rules for the Painted Woods-Bakken Pool to create and establish ten 1280-acre spacing units comprised of Sections 2 and 11; Sections 3 and 10; Sections 4 and 9, T.153N., R.103W.; Section 4, T.154N., R.102W. and Section 33, T.155N., R.102W.; Section 5, T.154N., R.102W. and Section 32, T.155N., R.102W.; Section 6, T.154N., R.102W. and Section 31, T.155N., R.102W.; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.154N., R.103W.; and Sections 25 and 36, T.154N., R.104W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11602:** Application of Brigham Oil & Gas, LP for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Brad Olson 9-16 #1-H, Sections 9 and 16, T.154N., R.102W., Painted Woods-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11603:** Application of Brigham Oil & Gas, LP for an order extending the field boundaries and amending the field rules for the Todd-Bakken Pool to create and establish eight 1280-acre spacing units comprised of Sections 3 and 10; Sections 4 and 9; Sections 5 and 8; Sections 17 and 20; Sections 16 and 21; Sections 15 and 22, T.154N., R.101W.; Sections 26 and 35; and Sections 27 and 34, T.155N., R.101W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11604:** Application of Brigham Oil & Gas, LP for an order creating a 1280-acre drilling unit comprised of Sections 25 and 36, T.156N., R.103W., 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 such other relief as is appropriate.

**Case No. 11605:** Application of Brigham Oil & Gas, LP for an order creating a 1280-acre drilling unit comprised of Sections 34 and 35, T.154N., R.102W., 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 such other relief as is appropriate.

**Case No. 11606:** Application of Brigham Oil & Gas, LP for an order creating four 1280-acre drilling units comprised of Sections 2 and 11; Sections 3 and 10; Sections 4 and 9, T.153N., R.100W.; McKenzie and Williams Counties, and Sections 12 and 13, T.154N., R.100W., Williams 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 such other and further relief.

**Case No. 11607:** Application of Brigham Oil & Gas, LP for an order creating a 1280-acre drilling unit comprised of Sections 3 and 10, T.151N., R.101W., 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 such other relief as is appropriate.

**Case No. 11608:** Application of Peak ND, LLC for an order amending the field rules for the Mandaree-Bakken Pool, Dunn County, ND, to allow the flaring of gas and unrestricted production of oil from wells not connected to a gas gathering facility until the same can be connected and such other relief as is appropriate.

**Case No. 11609:** Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 authorizing the flaring of gas from the Tekakwitha #9-24H, SESW, Section 9, T.149N., R.93W., Dunn County, ND, Mandaree-Bakken Pool, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

**Case No. 11610:** Application of Peak ND, LLC for an order extending the field boundaries and amending the field rules for the Eagle Nest-Bakken Pool and/or McGregory Buttes-Bakken to create and establish sixteen 640-acre spacing units comprised of Sections 6, 7, 18, and 20, T.148N., R.93W.; Sections 1, 3, 10, 12, 13, 20, 21, 28, and 34, T.148N., R.94W.; and Sections 2, 11, and 12, T.148N., R.95W., Dunn County, ND, authorizing the drilling of one horizontal well on each spacing unit and such other relief as is appropriate.

**Case No. 11302:** (Continued) Application of Peak ND, LLC for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Four Bears #20-11H, W/2 of Section 20, T.152N., R.93W., Four Bears-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other and further relief.

**Case No. 11611:** Application of Anschutz Exploration Corp. for an order to establish temporary spacing for the Stroh #11-1H well, Lot 4, Section 1, T.143N., R.97W., Dunn County, ND, define the field limits and enact such special field rules as may be necessary.

**Case No. 11612:** Application of Anschutz Exploration Corp. for an order extending the field boundaries and amending the field rules for the Cabernet, Fayette, Little Knife, and/or Murphy Creek-Bakken Pools to create and establish thirteen 1280-acre spacing and/or drilling units comprised of Sections 3 and 10; Sections 4 and 9; Sections 11 and 14; Sections 24 and 25; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.143N., R.96W.; Sections 13 and 24; Sections 25 and 36, T.143N., R.97W.; Section 2, T.143N., R.97W. and Section 35, T.144N., R.97W.; Sections 11 and 14; Sections 15 and 22; and Sections 23 and 26, T.144N., R.97W., Dunn County, ND, authorizing the drilling of one horizontal well on each spacing and/or drilling unit and such other relief as is appropriate.

**Case No. 11613:** Temporary spacing to develop an oil and/or gas pool discovered by the Continental Resources, Inc. #1-1H Tangsrud, Lot 4, Section 1, T.160N., R.96W., Divide County, ND, define the field limits, and enact such special field rules as may be necessary.

**Case No. 11614:** Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Hamlet-Bakken Pool described as Sections 30 and 31, T.160N., R.95W., Divide County, ND, and such other relief as is appropriate.

**Case No. 11615:** Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Dolphin and/or Sadler-Bakken Pools to create and establish a 1280-acre spacing unit comprised of Sections 17 and 20, T.161N., R.95W., Divide County, ND, authorizing the drilling of one horizontal well on such spacing unit and such other relief as is appropriate.

**Case No. 11616:** Application of Continental Resources, Inc. for an order authorizing the drilling, completing and producing of an increase density well on a 1280-acre spacing unit for the Sadler-Bakken Pool described as Sections 27 and 34, T.161N., R.95W., Divide County, ND and such other relief as is appropriate.

**Case No. 11428:** (Continued) Proper spacing for the development of the Charlie Bob-

Bakken Pool, McKenzie County, ND, redefine the field limits, and enact such special field rules as may be necessary. Continental Resources, Inc.

**Case No. 11286:** (Continued) Application of Continental Resources, Inc. for an order to establish temporary spacing for the McCoy #1-18H, NWNW of Section 18, T.159N., R.95W., Williams County, ND and such other relief as is appropriate.

**Case No. 11287:** (Continued) Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the McCoy #1-18H, Sections 18 and 19, T.159N., R.95W., Northwest McGregor-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11183:** (Continued) Application of Continental Resources, Inc. for an order extending the field boundaries and amending the field rules for the Temple-Bakken Pool or the Northwest McGregor-Bakken Pool so as to create and establish a 1280-acre spacing unit comprised of Sections 1 and 12, T.159N., R.96W., Williams County, ND, authorizing the drilling of one horizontal well on said spacing unit and such other relief as is appropriate.

**Case No. 11184:** (Continued) Application of Continental Resources, Inc. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Leonard #1-1H, Sections 1 and 12, T.159N., R.96W., Temple or the Northwest McGregor-Bakken Pool, Williams County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11617:** Application of Encore Operating, LP for an order amending the field rules for the Charlson-Bakken Pool to create two 640-acre spacing units comprised of the E/2 of Section 21 and the E/2 of Section 28; and Section 33, T.153N., R.95W., 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 such other relief as is appropriate.

**Case No. 11618:** Application of Encore Operating, LP for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Charlson #44X-31H, Section 31, T.154N., R.95W., Charlson-Bakken Pool, McKenzie County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

**Case No. 11619:** Application of Samson Resources Co. for an order amending the field rules for the Foothills-Bakken Pool to create five 1280-acre spacing units comprised of Sections 19 and 30; Sections 27 and 34; Sections 28 and 33, T.161N., R.92W., Sections 24 and 25; and Sections 26 and 35, T.161N., R.93W., Burke 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 such other relief as is appropriate.

**Case No. 11452:** (Continued) Application of Sinclair Oil & Gas Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Uran #1-27H, Sections 27 and 34, T.154N., R.93W., Robinson Lake-Bakken Pool, Mountrail County, ND; authorizing the recovery from each nonparticipating owner a risk penalty as provided by NDCC § 38-08-08 and such other relief as is appropriate.

Signed by:  
/s/ John Hoeven  
John Hoeven, Governor  
Chairman, ND Industrial  
Commission