

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

CASE NO. 25879  
ORDER NO. 28294

IN THE MATTER OF A HEARING CALLED ON A MOTION OF THE COMMISSION TO CONSIDER THE APPLICATION OF SM ENERGY CO. PURSUANT TO NDAC § 43-02-03-88.1 FOR AN ORDER ALLOWING OIL AND GAS PRODUCED FROM THE BURTMAN 14-23HN (FILE NO. 31305) AND BURTMAN 14-23HS (FILE NO. 31306) WELLS, SECTIONS 14 AND 23, T.161N., R.99W., DIVIDE COUNTY, ND, TO BE COMMINGLED IN A CENTRAL PRODUCTION FACILITY LOCATED IN SECTION 23, T.161N., R.99W., PURSUANT TO NDAC § 43-02-03-48.1 OR GRANTING SUCH OTHER AND FURTHER RELIEF AS MAY BE APPROPRIATE.

ORDER OF THE COMMISSION

THE COMMISSION FINDS:

- (1) This cause came on for hearing at 9:00 a.m. on the 28th day of June, 2017.
- (2) SM Energy Company (SM Energy) made application to the Commission for an order pursuant to North Dakota Administrative Code (NDAC) Section 43-02-03-88.1 for an order allowing oil and gas produced from the Burtman 14-23HN (File No. 31305) and Burtman 14-23HS (File No. 31306) wells, Sections 14 and 23, Township 161 North, Range 99 West, Divide County, North Dakota, to be commingled in a central production facility located in Section 23, Township 161 North, Range 99 West, pursuant to NDAC Section 43-02-03-48.1 or granting such other and further relief as may be appropriate.
- (3) The original application filed by SM Energy incorrectly identified the Burtman 14-23HS well as being located in Sections 14 and 23, Township 161 North, Range 99 West, Divide County, North Dakota, and thus was advertised as such. The actual spacing unit of the Burtman 14-23HS well is Sections 26 and 35, Township 161 North, Range 99 West, Divide County, North Dakota.
- (4) Case No. 25962 was scheduled for hearing on July 26, 2017 to correct the advertising mistake.

(5) This case should be dismissed without prejudice.

IT IS THEREFORE ORDERED:

(1) This case is hereby dismissed without prejudice.

Dated this 26th day of July, 2017.

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA

By the Director, on behalf of the Commission

/s/ Lynn D. Helms, Director

SFN 5729


STATE OF NORTH DAKOTA

AFFIDAVIT OF MAILING

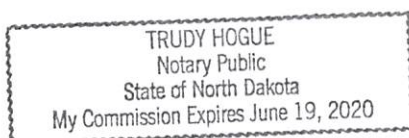
COUNTY OF BURLEIGH


I, Jeanette Bean, being duly sworn upon oath, depose and say: That on the 3rd day of August, 2017 enclosed in separate envelopes true and correct copies of the attached Order No. 28294 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. 25879:

JOHN MORRISON  
CROWLEY FLECK PLLP  
PO BOX 2798  
BISMARCK ND 58502

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

On this 3rd day of August, 2017 before me personally appeared Jeanette Bean to me known as the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.



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

**Kadrmass, Bethany R.**

---

**From:** Lisa Herberholz <lherberholz@crowleyfleck.com>  
**Sent:** Monday, June 26, 2017 8:40 AM  
**To:** Kadrmass, Bethany R.  
**Cc:** Whitney Lott; John W. Morrison  
**Subject:** Dismiss Cases  
**Attachments:** NDIC Ltr - Dismiss 25865-25892.pdf

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Please see the attached request to dismiss Case Nos. 25865-25892. Thank you.

Lisa

CROWLEY | FLECK  
ATTORNEYS PLLP

*Lisa Herberholz*

Administrative Assistant  
Crowley Fleck PLLP  
100 West Broadway Avenue, Suite 250  
P.O. Box 2798  
Bismarck, ND 58502  
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✉ [lherberholz@crowleyfleck.com](mailto:lherberholz@crowleyfleck.com)

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John W. Morrison  
100 West Broadway, Suite 250  
P.O. Box 2798  
Bismarck, ND 58502-2798  
Office: 701.223.6585  
Direct: 701.224.7534  
jmorrison@crowleyfleck.com

June 26, 2017

*Via Electronic Mail*

Bethany Kadrmas  
Oil & Gas Division  
ND INDUSTRIAL COMMISSION  
600 E. Blvd. Ave., Dept. 405  
Bismarck, ND 58505-0840

**In re: SM Energy Co.**  
**Case Nos. 25865-25892**

Dear Bethany:

Please be advised that on June 28, 2016, SM Energy Co. intends to request that the captioned cases be dismissed without prejudice.

If you have any questions, please let me know.

Very truly yours,



John W. Morrison

lh

cc (via e-mail): Whitney Lott

BEFORE THE INDUSTRIAL COMMISSION  
OF THE STATE OF NORTH DAKOTA

Received  
MAY 30 2017  
ND Oil & Gas Division

Application of SM Energy Company )  
pursuant to NDAC §43-02-03-88.1 for an )  
order allowing oil and gas produced from the )  
Burtman 14-23HN (File No. 31305) and )  
Burtman 14-23HS (File No. 31306) wells, )  
Sections 14 and 23, T.161N., R.99W., Divide )  
County, ND, to be commingled in a central )  
production facility located in Section 23, )  
T.161N., R.99W., pursuant to NDAC § 43- )  
02-03-48.1 or granting such other and further )  
relief as may be appropriate. )

APPLICATION

COMES NOW the applicant, SM Energy Company, and respectfully alleges as follows:

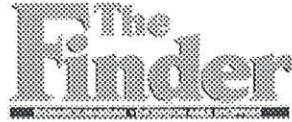
1. It is the owner of an interest in the oil and gas leasehold estate underlying all or portions of Sections 14 and 23, Township 161 North, Range 99 West, Divide County, ND, and is the operator of the Burtman 14-23HN (File No. 31305) and Burtman 14-23HS (File No. 31306) wells which are either drilled, permitted, or in the process of being permitted on a spacing unit consisting of said lands.

2. Section 43-02-03-48.1 of the North Dakota Administrative Code provides that commingling of production from two or more wells having diverse ownership that is not metered prior to commingling may be approved after notice and hearing.

3. Applicant desires to commingle production from said wells in a common production facility and allocate production to the individual wells on the basis of periodic testing through a test facility. Ownership in one or more of the wells commingled in the facility is diverse. In applicant's opinion, such will provide for efficient and economic operation of both wells and thereby maximize production and minimize waste, and will result in reasonably accurate allocation of production, thereby protecting the correlative rights of all parties.

4. Applicant requests that it be allowed to present testimony by telephone pursuant to Section 43-02-03-88.2 of the North Dakota Administrative Code.





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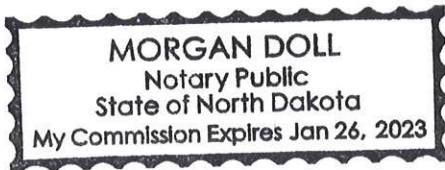
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NOTICE OF HEARING  
N.D. INDUSTRIAL COMMISSION  
OIL AND GAS DIVISION

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, June 28, 2017, at the N.D. Oil & Gas Division, 1000 East Calgary Ave., Bismarck, N.D. At the hearing the Commission will receive testimony and exhibits. Persons with any interest in the cases listed below, take notice.

**PERSONS WITH DISABILITIES:** If at the hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-8038 by Thursday, June 15, 2017.

Case No. 25841: In the matter of a hearing called on a motion of the Commission to consider the confiscation, under NDCC §§ 38-08-04 and 38-08-04.9, of all production-related equipment, and salable oil at the #1-24 Uralcher well (File No. 7453), SE5W Section 24, T.133N., R.97W., Hettinger County, ND, operated by P & M Petroleum Management, L.L.C., or any working interest owner.

Case No. 25842: In the matter of a hearing called on a motion of the Commission to consider the confiscation, under NDCC §§ 38-08-04 and 38-08-04.9, of all injection-related equipment, and salable oil at the #1 Redetzke SVD well (File No. 7819), SESE Section 23, T.133N., R.97W., Hettinger County, ND, operated by P & M Petroleum Management, L.L.C., or any working interest owner.

Case No. 25660: (Continued) Application of QEP Energy Co. for an order suspending, and after hearing revoking, a permit issued to EOG Resources, Inc. for the drilling of the Bear Den 29-3130H (File No. 33303), Bear Den 30-3130H (File No. 33301), Bear Den 31-3130H (File No. 33300), Bear Den 32-3130H (File No. 33306), Bear Den 34-3130H (File No. 33310), Bear Den 109-3130H (File No. 33309), Bear Den 110-3130H (File No. 33308), Bear Den 111-3130H (File No. 33302), Bear Den 113-3130H (File No. 33307), Bear Den 115-3130H (File No. 33299), Bear Den 116-3130H (File No. 33298), Bear Den 117-3130H (File No. 33304), and Bear Den 118-3130H (File No. 33305) wells on a spacing unit for the Spotted Horn-Bakken Pool consisting of Sections 30 and 31, T.150N., R.94W., McKenzie County, ND, and for such other and further relief as may be appropriate.

Case No. 25083: (Continued) Proper spacing for the development of the Sheep Butte-Bakken Pool, McKenzie County, ND, redefine the field limits, and enact such special field rules as may be necessary. Petro-Hunt Dakota, LLC, XTO Energy, Inc.

Case No. 24929: (Continued) Proper spacing for the development of the Moline-Bakken Pool, McKenzie County, ND, redefine the field limits, and enact such special field rules as may be necessary. Petro-Hunt Dakota, LLC.

Case No. 25720: (Continued) Application of Petro-Hunt, L.L.C. for an order authorizing the flaring of gas from the USA 153-96-24C-13-2H (File No. 28461), USA 153-96-24C-13-3H (File No. 28462), USA 153-96-24C-13-4H (File No. 28463), USA 153-96-24C-13-5H (File No. 28464), and USA 153-96-24D-13-6H (File No. 28465) wells completed in the Keene-Bakken Pool, McKenzie County, ND, for a temporary period of time as an exception to the provisions of Commission Order No. 24665 and such other relief as may be appropriate.

Case No. 25843: Application of Marathon Oil Co. for an order amending the applicable orders for the Antelope-Sanish Pool to allow the Veronica USA 14-22TFH well (File No. 30133) to be drilled and completed in such fashion that a portion of the wellbore not isolated by cement may be as close as 482 feet to the western boundary of the spacing unit consisting of Sections 15 and 22, T.151N., R.94W., McKenzie County, ND, as an exception to the applicable well location requirements, or granting such other relief as may be appropriate.

Case No. 25844: Application of Petro Harvester Operating Co., LLC, for an order amending the applicable orders for the Portal-Madison Pool to establish three 640-acre spacing units consisting of the SW/4 of Section 3, the W/2 of Section 10 and the NW/4 of Section 15; the NE/4 of Section 15, the N/2 of Section 14 and the NW/4 of Section 13; and the SE/4 of Section 15, the S/2 of Section 14 and the SW/4 of Section 13, all in T.163N., R.92W., Burke County, ND and authorize up to two horizontal wells to be drilled on each such spacing unit with 200 foot setbacks for the toe and heel of each horizontal well, and granting such other and further relief as

Case No. 25014: (Continued) Proper spacing for the development of the Big Stone-Bakken Pool, Williams County, ND, redefine the field limits, and enact such special field rules as may be necessary. Hess Bakken Investments II, LLC, Whiting Oil and Gas Corp.

Case No. 24831: (Continued) Proper spacing for the development of the Cherry Creek-Bakken Pool, McKenzie County, ND, redefine the field limits, and enact such special field rules as may be necessary. Hess Bakken Investments II, LLC.

Case No. 25806: (Continued) Application of Hess Bakken Investments II, LLC, for an order amending the applicable orders for the Little Knife and/or Lost Bridge-Bakken Pools to establish two overlapping 2560-acre spacing units consisting of Sections 26, 27, 34 and 35, T.148N., R.97W., and Sections 27, 28, 33 and 34, T.147N., R.97W., Dunn County, ND, and authorize one horizontal well to be drilled on the unit, and granting such other relief as may be appropriate.

Case No. 25845: Application of Burlington Resources Oil & Gas Co. LP for an order amending the applicable orders for the Twin Valley-Bakken Pool, McKenzie County, ND, (i) to terminate a 2560-acre spacing unit consisting of Sections 5, 8, 17 and 20, T.152N., R.97W.; (ii) to allow up to nine horizontal wells to be drilled and completed on two existing 1280-acre spacing units consisting of said Sections 5 and 8; and said Sections 17 and 20; and (iii) to grant such other relief as may be appropriate.

Case No. 25846: Application of Legacy Reserves Operating LP for an order authorizing the Gearey Horizontal 1 well (File No. 12227), located approximately 1980 feet from the north line and 2138 feet from the east line of Section 22, T.137N., R.106W., Golden Valley County, ND, to be completed in and to produce from the Duperow Pool as an exception to the requirements of NDAC § 43-02-03-18, and for such other and further relief as may be appropriate.

Case No. 25847: Application of Kraken Oil & Gas, LLC for an order amending the applicable orders for the Winner-Bakken Pool to establish five 2560-acre spacing units consisting of Sections 3, 4, 9 and 10; Sections 4, 5, 8 and 9; Sections 16, 17, 20 and 21; Sections 15, 16, 21 and 22; and Sections 14, 15, 22 and 23, T.158N., R.100W., Williams County, ND, and authorize one horizontal well to be drilled on each such unit, and granting such other relief as may be

Case No. 25848: Application of Kraken Oil & Gas, LLC for an order amending the applicable orders for the Lone Tree Lake and/or Oliver-Bakken Pools to establish two 2560-acre spacing units consisting of

Sections 13 and 24, T.157N., R.99W. and Section 18 and 19, T.157N., R.98W.; and Sections 25 and 36, T.157N., R.99W. and Sections 30 and 31, T.157N., R.98W., Williams County, ND, and authorize one horizontal well to be drilled on each such unit, and granting such other relief as may be appropriate.

Case No. 25849: Application of Kraken Oil & Gas, LLC for an order amending the applicable orders for the Lone Tree Lake-Bakken Pool to establish two 2560-acre spacing units consisting of Sections 13, 14, 23 and 24; and Sections 25, 26, 35 and 36, T.157N., R.99W., Williams County, ND, and authorize one horizontal well to be drilled on each such unit, and granting such other relief as may be appropriate.

Case No. 25850: Application of Kraken Oil & Gas, LLC for an order amending the applicable orders for the Hebron-Bakken Pool to establish two 1920-acre spacing units consisting of Sections 10, 11, 14 and 15, T.155N., R.104W., and Sections 22, 23, 26 and 27, T.155N., R.104W., Williams County, ND, and authorize one horizontal well to be drilled on each such unit, and granting such other relief as may be appropriate.

Case No. 25851: Application of Kraken Oil & Gas, LLC for an order amending the applicable orders for the Hebron and/or Squires-Bakken Pools to establish a 2560-acre spacing unit consisting of Sections 12 and 13, T.155N., R.104W. and Sections 7 and 18, T.155N., R.103W., Williams County, ND, and authorize one horizontal well to be drilled on each such unit, and granting such other relief as may be appropriate.

Case No. 25852: Application of Freedom Energy ND LLC to establish an approximate 270-acre drilling unit described as parts of Section 15, T.139N., R.97W., Stark County, ND, authorizing the drilling of up to two vertical and/or directional wells, all for the Lodgepole Formation, and such other relief as is appropriate.

Case No. 25853: On a motion of the Commission to review the authorization and permit under Order No. 23612 for Dishon Disposal, Inc. to operate a treating plant located in the NWNW of Section 30, T.153N., R.103W., Williams County, ND, known as the Dishon Treating Plant #2 (Facility No. 700106-01) and such other relief as is appropriate.

Case No. 25854: On a motion of the Commission to review the authorization and permit under Order No. 23224 for New Frontier Group to operate a treating plant located in the SWSW of Section 7, T.152N., R.101W., McKenzie County, ND, known as the New Frontier Treating Plant #1 (Facility No. 700098-01) and such other relief as is appropriate.

Case No. 25763: (Continued) On a motion of the Commission to review the authorization and permit under Order No. 24390 for Buffalo Hills, LLC to operate a treating plant located in the SESE of Section 30, T.144N., R.95W., Dunn County, ND, known as the Buffalo Hills Treating Plant #1 (Facility No. 700104-01) and such other relief as is appropriate.

Case No. 25855: Application of Luff Exploration Co. for an order pursuant to NDAC § 43-02-03-88.1 authorizing the conversion to enhanced recovery into the Haley-RR Unit, of the Hansen #1-21 well (File No. 7922), SWSE Section 21, T.129N., R.101W., Haley Field, Bowman County, ND, pursuant to NDAC Chapter 43-02-05 and such other relief as is appropriate.

Case No. 25856: Application of Burlington Resources Oil & Gas Co. LP pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Mathistad 22A MBH (File No. 33144), Mathistad 22B UTFH (File No. 33146), Mathistad 3NC-MTFH (File No. 33150), Mathistad 6-8-35 MBH (File No. 33152), Croff 22B UTFH (File No. 33145), Croff 22C MBH (File No. 33147), Croff 7-1-2 MBH (File No. 33151), and Croff 6-1-2 UTFH (File No. 33153) wells, Sections 26 and 35, T.150N., R.96W. and Sections 2 and 11, T.149N., R.96W., McKenzie County, ND, to be commingled in a central production facility located in Section 2, T.149N., R.96W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25857: Application of Burlington Resources Oil & Gas Co. LP for an order amending the applicable order for the Westberg-Bakken Pool to authorize up to sixteen horizontal wells to be drilled on a 2560-acre spacing unit described as Sections 2, 11, 14 and 23, T.152N., R.97W., McKenzie County, ND, and granting such other and further relief as may be appropriate.

Case No. 25858: Application of Burlington Resources Oil & Gas Co. LP for an order amending the applicable order for the Elidah-Bakken Pool to (i) authorize up to nine horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 16 and 21, T.152N., R.97W.; (ii) authorize up to sixteen horizontal wells to be drilled on a 2560-acre spacing unit described as Sections 15, 22, 27 and 34, T.152N., R.97W., McKenzie County, ND; and (iii) granting such other and further relief as may be appropriate.

Case No. 25859: Application of Burlington Resources Oil & Gas Co. LP for an order amending the applicable orders for the Pershing-Bakken Pool to allow up to ten horizontal wells to be drilled and completed on a 1280-acre spacing unit consisting of Sections 18 and 19, T.150N., R.96W., McKenzie County, ND, and granting such other relief as may be appropriate.

Case No. 25860: Application of Hess Bakken Investments II, LLC pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the TI-Arlene Stone-157-95-2423H-1 (File No. 28724), and TI-Arlene Stone-157-95-2419H-2 (File No. 28723) wells, Sections 23 and 24, T.157N., R.95W. and Section 19, T.157N., R.94W., Williams and Mountrail Counties, ND, to be commingled in a central production facility located in Section 24, T.157N., R.95W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25861: Application of Petro-Hunt, L.L.C. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as all of Sections 14 and 23, T.153N., R.95W., Carlson-Bakken Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 25862: Application of Petro-Hunt, L.L.C. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as all of Sections 27 and 34, T.145N., R.97W., Little Knife-Bakken Pool, Dunn County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 25863: Application of Petro-Hunt, L.L.C. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as all of Sections 6 and 7, T.144N., R.97W., Little Knife-Bakken Pool, Dunn County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 25864: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Moe 19-18-162-100H 1PB well (File No. 20758), Sections 18 and 19, T.162N., R.100W., Moe 29-32-162-100H 1PB well (File No. 21571), Sections 29 and 32, T.162N., R.100W., and Moe 30-31-162-100H 1XP well (File No. 20759), Sections 30 and 31, T.162N., R.100W., Divide County, ND, to be commingled in a central production facility located in Section 19, T.162N., R.100W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25865: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Kathryn Hall 18-19-162-99H 3DN

(File No. 25926) and Les Hall 18-19-162-99H 2DM (File No. 25925) wells, Sections 18 and 19, T.162N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 18, T.162N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25866: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Pulvermacher 3-10-161-99H 1XN (File No. 24192) and Pulvermacher 34-27-162-99H 1NC (File No. 23602) wells, Sections 27 and 34, T.162N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 34, T.162N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25867: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Sandvol 22-15-162-98H 3PA (File No. 25003) and Sandvol 27-34-162-98H 3XQ (File No. 24776) wells, Sections 15 and 22, T.162N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 22, T.162N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25868: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Judith Olson 22-15-162-98H INC (File No. 22020) and Judith Olson 27-34-162-98H IXN (File No. 22019) wells, Sections 15 and 22, T.162N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 22, T.162N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25869: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the J. Olson 22-15-162-98H 2DM (File No. 24999) and J. Olson 27-34-162-98H 2XM (File No. 24690) wells, Sections 15 and 22, T.162N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 22, T.162N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25870: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Burton Olson 21-16-162-98H 1PB (File No. 23410) and Burton Olson 28-33-162-98H 1XP (File No. 23409) wells, Sections 16 and 21, T.162N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 21, T.162N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25871: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Wendi 16-21HS (File No. 27321) and Chanda 16-21HN (File No. 27324) wells, Sections 16 and 21, T.162N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 21, T.162N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25872: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Orville 29-32-162-98H 2XM (File No. 28229), Arlene 30-31-162-98H 2XQ (File No. 28230), and Overland 20-17-162-98H 4MD (File No. 28228) wells, Sections 17 and 20, T.162N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 20, T.162N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25873: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Marilyn Nelson 20-17-162-98H 1XB (File No. 23407), Marilyn Nelson 29-32-162-98H 1BP (File No. 23240), Bernie A-20-17-162-98H 2XC (File No. 27620), and Bernie B-20-17-162-98H 3XB (File No. 27621) wells, Sections 29 and 32, T.162N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 29, T.162N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25874: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Ebreck 33-28-162-97H INC (File No. 24029) and Ebreck 4-9-161-97H IXN (File No. 24353) wells, Sections 28 and 33, T.162N., R.97W., Divide County, ND, to be commingled in a central production facility located in Section 33, T.162N., R.97W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25875: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Leo 32-29-162-97H INC (File No. 23911) and Leo 5-8-161-97H IXN (File No. 24216) wells, Sections 29 and 32, T.162N., R.97W., Divide County, ND, to be commingled in a central production facility located in Section 32, T.162N., R.97W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25876: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Marjorie 31-30-162-97H 1PB (File No. 22782) and Marjorie 6-7-161-97H 1XP (File No. 22781) wells, Sections 30 and 31, T.162N., R.97W., Divide County, ND, to be commingled in a central production facility located in Section 31, T.162N., R.97W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25877: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Kariberg 14-12HN (File No. 29738) and Kariberg 14-12HS (File No. 29739) wells, Sections 1 and 12, T.161N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 12, T.161N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25878: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Thompson 2-11-161-99H 1BP (File No. 21849) and Thompson 35-26-162-99H 1XB (File No. 21850) wells, Sections 2 and 11, T.161N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 2, T.161N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25879: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Burtman 14-23HN (File No. 31305) and Burtman 14-23HS (File No. 31306) wells, Sections 14 and 23, T.161N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 23, T.161N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25880: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Mo Farms 15-21HN (File No. 31680) and Mo Farms 15-21HS (File No. 31679) wells, Sections 16 and 21, T.161N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 21, T.161N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25881: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Dohmstreich 15-20HS (File No. 29623) and Dohmstreich 15B-20HN (File No. 29624) wells, Sections 17 and 20, T.161N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 20, T.161N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25882: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Molander 22-15-161-99H 1XC (File No. 26776) and Molander 27-34-161-99H 1CN (File No. 26775) wells, Sections 27 and 34, T.161N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 27, T.161N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25883: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Marcella 1-12-161-98H 2DM (File No. 25016) and Marcella 36-25-162-98H 2XD (File No. 24691) wells, Sections 1 and 12, T.161N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 1, T.161N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25884: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Lokken 1-12-161-98H 1BP (File No. 21910) and Lokken 36-25-162-98H 1XB (File No. 21911) wells, Sections 1 and 12, T.161N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 1, T.161N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25885: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Nelson 18-19-161-98H 1BP (File No. 26087) and Nelson 7-6-161-98H 1XB (File No. 26088) wells, Sections 18 and 19, T.161N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 18, T.161N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25886: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Nystuen 14B-35HN (File No. 32335) and Nystuen 14B-35HS (File No. 32336) wells, Sections 26 and 35, T.161N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 35, T.161N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25887: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Bentson 24-13-161-98H 1XB (File No. 22124) and Bentson 25-36-161-98H 1AP (File No. 21948) wells, Sections 13, 24, 25 and 36, T.161N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 25, T.161N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25888: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Bissonnette 14B-31HN (File No. 31728) and Bissonnette 14B-31HS (File No. 31729) wells, Sections 30 and 31, T.161N., R.97W., Divide County, ND, to be commingled in a central production facility located in Section 31, T.161N., R.97W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25889: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Russell 2B-4HS (File No. 32557) and Martin 2-4HN (File No. 32558) wells, Sections 4 and 9, T.160N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 4, T.160N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25890: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Hagen 3-28HN (File No. 30703) and Hagen 3-28HS (File No. 30702) wells, Sections 28 and 33, T.160N., R.99W., Divide County, ND, to be commingled in a central production facility located in Section 28, T.160N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25891: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Bronkar 2-6HN (File No. 32433) and Bronkar 2B-6HS (File No. 32432) wells, Sections 6 and 7, T.160N., R.98W., Divide County, ND, to be commingled in a central production facility located in Section 6, T.160N., R.98W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25892: Application of SM Energy Co. pursuant to NDAC § 43-02-03-88.1 for an order allowing oil and gas produced from the Redfield 14-23-157-99H (File No. 19787), Redfield 14-23-21H (File No. 23142), Redfield 24-13-157-99H INC (File No. 21781), and Redfield 25-36-157-99H (File No. 19133) wells, Sections 14 and 23, T.157N., R.99W., Williams County, ND, to be commingled in a central production facility located in Section 23, T.157N., R.99W., pursuant to NDAC § 43-02-03-48.1 or granting such other and further relief as may be appropriate.

Case No. 25893: Application of Marathon Oil Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 2 and 11, T.151N., R.94W., Antelope-Sanish Pool, McKenzie County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 25894: Application of Marathon Oil Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit described as Sections 15 and 22, T.146N., R.93W., Bailey-Bakken Pool, Dunn County, ND, as provided by NDCC § 38-08-08, and such other relief as is appropriate.

Signed by, Doug Burgum, Governor  
Chairman, NDIC

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