

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF PINNACLE
GAS RESOURCES, INC. TO RE-DELINEATE
THE COAL CREEK FIELD, ORIGINALLY DELINEATED
IN BOARD ORDER 152-2005, BY EXPANDING IT TO
INCLUDE ALL OF SECTION 15, T8S-R41E,
BIG HORN COUNTY, MONTANA.

ORDER 133-2010

Docket No. 173-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the Coal Creek Field, originally delineated by Board Order 152-2005 is re-delineated to include all of Section 15, T8S-R41E, Big Horn County, Montana.

BOARD ORDER NO. 133-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF
PINNACLE GAS RESOURCES, INC. TO
RE-DELINEATE THE ANDERSON PLAN
OF DEVELOPMENT (POD) FOR COAL
BED NATURAL GAS EXPLORATION
AND DEVELOPMENT TO INCLUDE THE
W $\frac{1}{2}$ NW $\frac{1}{4}$ OF SECTION 15, T8S-R41E,
BIG HORN COUNTY, MONTANA.
APPLICANT PROPOSES TO DRILL
AND DEVELOP SAID LANDS WITH
COAL BED NATURAL GAS WELL
DENSITIES GREATER THAN ONE (1)
WELL PER SIX HUNDRED FORTY
(640) ACRES.

ORDER 134-2010

Docket No. 174-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the Anderson Plan of Development (POD) for coal bed natural gas exploration and development is hereby amended to include the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 15, T8S-R41E, Big Horn County, Montana.

IT IS FURTHER ORDERED that applicant is authorized to drill and develop said lands with coal bed natural gas well densities greater than one (1) well per six hundred forty (640) acres.

IT IS FURTHER ORDERED that approval of the application is contingent upon completion of an environmental assessment for the additional lands.

BOARD ORDER NO. 134-2010

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF
BALDWIN LYNCH ENERGY CORP. TO DRILL AN
ADDITIONAL LAKOTA FORMATION WELL IN
THE PERMANENT SPACING UNIT COMPRISED
OF THE W $\frac{1}{2}$ NW $\frac{1}{4}$ AND NW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 15
AND THE E $\frac{1}{2}$ NE $\frac{1}{4}$ AND NE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 16,
T9S-R22E, CARBON COUNTY, MONTANA, SAID
ADDITIONAL WELL TO BE LOCATED 1956' FNL
AND 837' FEL OF SAID SECTION 16 WITH A
75-FOOT TOLERANCE IN ANY DIRECTION AS AN
EXCEPTION TO BOARD ORDER 339-2008.

ORDER 135-2010

Docket No. 176-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of Baldwin Lynch Exploration Corp. is granted as applied for.

BOARD ORDER NO. 135-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF ENERPLUS
RESOURCES (USA) CORPORATION
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 7 AND 8,
T24N-R55E, RICHLAND COUNTY, MONTANA,
FOR PRODUCTION OF BAKKEN FORMATION
OIL AND ASSOCIATED NATURAL GAS FROM
APPLICANT'S SNYDLEY-DEXTER #8-13-HSU WELL.

ORDER 136-2010

Docket No. 177-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 7 and 8, T24N-R55E, Richland County, Montana, is designated a permanent spacing unit for production of Bakken Formation oil and associated natural gas from applicant's Snyderley-Dexter # 8-13-HSU well.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

BOARD ORDER NO. 136-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF
ANSCHUTZ EXPLORATION CORPORATION TO
CREATE A TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTION 3 AND
THE N½ OF SECTION 10 T30N-R10W, GLACIER
COUNTY, MONTANA, TO DRILL A
HORIZONTAL WELL TO TEST THE BAKKEN
PETROLEUM SYSTEM AND OTHER
FORMATIONS, SAID WELL TO BE LOCATED
NOT CLOSER THAN 660 FEET TO THE
PROPOSED TEMPORARY SPACING UNIT
BOUNDARIES.

ORDER 137-2010

Docket No. 179-2010 & 8-2010 FED

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. A portion of the proposed temporary spacing unit is Indian land. The order pertaining to those lands will be issued by the Bureau of Land Management (BLM) of the United States Department of Interior.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of Anschutz Exploration Corporation is granted as applied for.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

BOARD ORDER NO. 137-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF
BRIGHAM OIL & GAS, LP TO CREATE A
TEMPORARY SPACING UNIT COMPRISED
OF ALL OF SECTIONS 1 AND 12, T25N-R59E,
RICHLAND COUNTY, MONTANA, TO DRILL
A HORIZONTAL BAKKEN FORMATION
WELL ANYWHERE WITHIN SAID
TEMPORARY SPACING UNIT BUT NOT
CLOSER THAN 660 FEET TO THE
BOUNDARIES THEREOF. APPLICANT
STATES IT WILL FILE AN APPLICATION FOR
PERMANENT SPACING WITHIN 90 DAYS OF
SUCCESSFUL COMPLETION OF THE
PROPOSED HORIZONTAL WELL.

ORDER 138-2010

Docket No. 219-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of Brigham Oil & Gas, LP is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

BOARD ORDER NO. 138-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF BRIGHAM
OIL & GAS, LP TO CREATE A TEMPORARY
SPACING UNIT COMPRISED OF ALL OF SECTIONS 3
AND 10, T25N-R59E, RICHLAND COUNTY, MONTANA,
TO DRILL A HORIZONTAL BAKKEN FORMATION
WELL ANYWHERE WITHIN SAID TEMPORARY
SPACING UNIT BUT NOT CLOSER THAN 660 FEET TO
THE BOUNDARIES THEREOF. APPLICANT STATES IT
WILL FILE AN APPLICATION FOR PERMANENT
SPACING WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION OF THE PROPOSED HORIZONTAL WELL.

ORDER 139-2010

Docket No. 220-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of Brigham Oil & Gas, LP is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 139-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF BRIGHAM
OIL & GAS, LP TO CREATE A TEMPORARY
SPACING UNIT COMPRISED OF ALL OF SECTIONS 10
AND 15, T28N-R57E, ROOSEVELT COUNTY,
MONTANA, TO DRILL A HORIZONTAL BAKKEN
FORMATION WELL ANYWHERE WITHIN SAID
TEMPORARY SPACING UNIT BUT NOT CLOSER
THAN 660 FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN APPLICATION
FOR PERMANENT SPACING WITHIN 90 DAYS OF
SUCCESSFUL COMPLETION OF THE PROPOSED
HORIZONTAL WELL.

ORDER 140-2010

Docket No. 223-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of Brigham Oil & Gas, LP is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 140-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO ENERGY, INC.
TO AMEND BOARD ORDER 521-2005 TO
CREATE A TEMPORARY SPACING UNIT COMPRISED
OF ALL OF SECTIONS 22 AND 27, T26N-R53E, RICHLAND
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN/THREE FORKS FORMATION WELL ANYWHERE
WITHIN SAID TEMPORARY SPACING UNIT BUT NOT
CLOSER THAN 660 FEET TO THE BOUNDARIES
THEREOF. APPLICANT STATES IT WILL FILE AN
APPLICATION FOR PERMANENT SPACING WITHIN
90 DAYS OF SUCCESSFUL COMPLETION OF THE
PROPOSED HORIZONTAL WELL.

ORDER 141-2010

Docket No. 224-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of XTO Energy Inc. is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 141-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO ENERGY, INC.
TO CREATE A TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS
1 AND 2, T27N-R57E, ROOSEVELT COUNTY,
MONTANA, TO DRILL A HORIZONTAL BAKKEN/
THREE FORKS FORMATION WELL ANYWHERE
WITHIN SAID TEMPORARY SPACING UNIT BUT
NOT CLOSER THAN 660 FEET TO THE BOUNDARIES
THEREOF. APPLICANT STATES IT WILL FILE AN
APPLICATION FOR PERMANENT SPACING WITHIN
90 DAYS OF SUCCESSFUL COMPLETION OF THE
PROPOSED HORIZONTAL WELL.

ORDER 142-2010

Docket No. 225-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of XTO Energy Inc. is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 142-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO ENERGY, INC.
TO CREATE A TEMPORARY SPACING
UNIT COMPRISED OF ALL OF
SECTIONS 24 AND 25, T28N-R57E, ROOSEVELT
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN/THREE FORKS FORMATION WELL
ANYWHERE WITHIN SAID TEMPORARY
SPACING UNIT BUT NOT CLOSER THAN 660
FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN
APPLICATION FOR PERMANENT SPACING
WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION OF THE PROPOSED
HORIZONTAL WELL.

ORDER 143-2010

Docket No. 226-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of XTO Energy Inc. is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 143-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO ENERGY, INC.
TO CREATE A TEMPORARY SPACING
UNIT COMPRISED OF ALL OF SECTIONS
35 AND 36, T28N-R57E, ROOSEVELT
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN/THREE FORKS FORMATION WELL
ANYWHERE WITHIN SAID TEMPORARY
SPACING UNIT BUT NOT CLOSER THAN 660
FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN
APPLICATION FOR PERMANENT SPACING
WITHIN 90 DAYS OF SUCCESSFUL COMPLETION
OF THE PROPOSED HORIZONTAL WELL.

ORDER 144-2010

Docket No. 227-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of XTO Energy Inc. is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 144-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO ENERGY, INC.
TO CREATE A TEMPORARY SPACING
UNIT COMPRISED OF ALL OF SECTIONS
4 AND 9, T29N-R57E, ROOSEVELT COUNTY,
MONTANA, TO DRILL A HORIZONTAL BAKKEN/
THREE FORKS FORMATION WELL ANYWHERE
WITHIN SAID TEMPORARY SPACING UNIT BUT
NOT CLOSER THAN 660 FEET TO THE
BOUNDARIES THEREOF. APPLICANT STATES
IT WILL FILE AN APPLICATION FOR PERMANENT
SPACING WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION OF THE PROPOSED HORIZONTAL
WELL.

ORDER 145-2010

Docket No. 228-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of XTO Energy Inc. is granted as applied for.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 145-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF URSA
RESOURCES GROUP LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF ALL
OF SECTIONS 6 AND 7, T26N-R59E, RICHLAND
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN FORMATION WELL ANYWHERE
WITHIN SAID TEMPORARY SPACING UNIT BUT
NOT CLOSER THAN 660 FEET TO THE
BOUNDARIES THEREOF. APPLICANT STATES
IT WILL FILE AN APPLICATION FOR PERMANENT
SPACING WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION OF THE PROPOSED HORIZONTAL
WELL.

ORDER 146-2010

Docket No. 229-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of URSA Resources Group LLC is granted as applied for.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 146-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF URSA
RESOURCES GROUP LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF
ALL OF SECTIONS 3 AND 10, T25N-R57E,
RICHLAND COUNTY, MONTANA, TO DRILL
A HORIZONTAL BAKKEN FORMATION WELL
ANYWHERE WITHIN SAID TEMPORARY
SPACING UNIT BUT NOT CLOSER THAN 660
FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN
APPLICATION FOR PERMANENT SPACING
WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION OF THE PROPOSED HORIZONTAL
WELL.

ORDER 147-2010

Docket No. 230-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of URSA Resources Group LLC is granted as applied for.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

IT IS FURTHER ORDERED that an application for permanent spacing must be filed within 90 days of successful completion of the horizontal well.

BOARD ORDER NO. 147-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF CENTRAL
MONTANA RESOURCES, LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTION 8, T13N-R29E, PETROLEUM COUNTY,
MONTANA, TO DRILL A HORIZONTAL HEATH
FORMATION WELL ANYWHERE WITHIN SAID
TEMPORARY SPACING UNIT BUT NOT CLOSER
THAN 330 FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN APPLICATION
FOR PERMANENT SPACING WITHIN 90 DAYS OF
SUCCESSFUL COMPLETION OF THE PROPOSED
HORIZONTAL WELL.

ORDER 148-2010

Docket No. 232-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. At the hearing, applicant amended the application to request 660' setbacks instead of 330' setbacks.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Section 8, T13N-R29E, Petroleum County, Montana, is designated a temporary spacing unit to drill a horizontal Heath Formation well anywhere within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

IT IS FURTHER ORDERED that applicant will file an application for permanent spacing within 90 days of successful completion of the proposed horizontal well.

BOARD ORDER NO. 148-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF CONTINENTAL RESOURCES, INC. TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF SECTIONS 4 AND 9, T25N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL MULTIPLE HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS AT ANY LOCATION THEREON NOT CLOSER THAN 200 FEET TO THE NORTH/SOUTH BOUNDARIES AND 500 FEET TO THE EAST/WEST BOUNDARIES OF THE REQUESTED TEMPORARY SPACING UNIT. APPLICANT WILL FIRST DRILL ITS BUCKLEY #1-4H BAKKEN/THREE FORKS FORMATION HORIZONTAL WELL, WITH THE REQUESTED SETBACKS STATED ABOVE, AND STATES IT WILL FILE A PERMANENT SPACING APPLICATION WITH THE BOARD WITHIN 90 DAYS OF SUCCESSFUL COMPLETION.

ORDER 149-2010

Docket No. 234-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. At the hearing, Board member Ron Efta expressed concern that notice had not been provided to adjacent interest owners and that the change from 660' setbacks (statewide spacing) to 200' setbacks may be a concern for the non-noticed interest owners. The Board's administrator suggested a hearing be scheduled for October 2010 to consider changing statewide setback requirements for Bakken horizontal wells in NE Montana. Board member Bret Smelser suggested a public meeting in Eastern Montana to discuss the desire by operators to go to a 200' setback.
3. The Board's authorization is subject to 82-11-201(4), M.C.A. which states, "*An order establishing temporary or permanent spacing units may permit only one well to be drilled and produced from the common source of supply on any spacing unit.*"
4. The Board also interprets 82-11-201(6), M.C.A. to allow the drilling of additional wells within previously established temporary or permanent spacing units following notice and hearing.
5. The evidence indicates that granting the application in the manner hereinafter set forth will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Sections 4 & 9, T25N-R56E, Richland County, Montana, are delineated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at any location thereon not closer than 660 feet to the boundaries thereof.

BOARD ORDER NO. 149-2010

IT IS FURTHER ORDERED that applicant will file a permanent spacing application with the Board within 90 days of successful completion.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF CONTINENTAL RESOURCES, INC. TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF SECTIONS 1 AND 12, T26N-R54E, RICHLAND COUNTY, MONTANA, TO DRILL MULTIPLE HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS AT ANY LOCATION THEREON NOT CLOSER THAN 200 FEET TO THE NORTH/SOUTH BOUNDARIES AND 500 FEET TO THE EAST/WEST BOUNDARIES OF THE REQUESTED TEMPORARY SPACING UNIT. APPLICANT WILL FIRST DRILL ITS SHERMAN #1-12H BAKKEN/THREE FORKS FORMATION HORIZONTAL WELL, WITH THE REQUESTED SETBACKS STATED ABOVE, AND STATES IT WILL FILE A PERMANENT SPACING APPLICATION WITH THE BOARD WITHIN 90 DAYS OF SUCCESSFUL COMPLETION.

ORDER 150-2010

Docket No. 235-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. At the hearing, Board member Ron Efta expressed concern that notice had not been provided to adjacent interest owners and that the change from 660' setbacks (statewide spacing) to 200' setbacks may be a concern for the non-noticed interest owners. The Board's administrator suggested a hearing be scheduled for October 2010 to consider changing statewide setback requirements for Bakken horizontal wells in NE Montana. Board member Bret Smelser suggested a public meeting in Eastern Montana to discuss the desire by operators to go to a 200' setback.
3. The Board's authorization is subject to 82-11-201(4), M.C.A. which states, "*An order establishing temporary or permanent spacing units may permit only one well to be drilled and produced from the common source of supply on any spacing unit.*"
4. The Board also interprets 82-11-201(6), M.C.A. to allow the drilling of additional wells within previously established temporary or permanent spacing units following notice and hearing.
5. The evidence indicates that granting the application in the manner hereinafter set forth will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

BOARD ORDER NO. 150-2010

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Sections 1 & 12, T26N-R54E, Richland County, Montana, are delineated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at any location thereon not closer than 660 feet to boundaries of said temporary spacing unit.

IT IS FURTHER ORDERED that applicant file a permanent spacing application with the Board within 90 days of successful completion.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF CONTINENTAL RESOURCES, INC. TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF SECTIONS 15 AND 22, T26N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL MULTIPLE HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS AT ANY LOCATION THEREON NOT CLOSER THAN 200 FEET TO THE NORTH/SOUTH BOUNDARIES AND 500 FEET TO THE EAST/WEST BOUNDARIES OF THE REQUESTED TEMPORARY SPACING UNIT. APPLICANT WILL FIRST DRILL ITS HERNESS #1-15H BAKKEN/THREE FORKS FORMATION HORIZONTAL WELL, WITH THE REQUESTED SETBACKS STATED ABOVE, AND STATES IT WILL FILE A PERMANENT SPACING APPLICATION WITH THE BOARD WITHIN 90 DAYS OF SUCCESSFUL COMPLETION.

ORDER 151-2010

Docket No. 236-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. At the hearing, Board member Ron Efta expressed concern that notice had not been provided to adjacent interest owners and that the change from 660' setbacks (statewide spacing) to 200' setbacks may be a concern for the non-noticed interest owners. The Board's administrator suggested a hearing be scheduled for October 2010 to consider changing statewide setback requirements for Bakken horizontal wells in NE Montana. Board member Bret Smelser suggested a public meeting in Eastern Montana to discuss the desire by operators to go to a 200' setback.

3. The Board's authorization is subject to 82-11-201(4), M.C.A. which states, "*An order establishing temporary or permanent spacing units may permit only one well to be drilled and produced from the common source of supply on any spacing unit.*"

4. The Board also interprets 82-11-201(6), M.C.A. to allow the drilling of additional wells within previously established temporary or permanent spacing units following notice and hearing.

5. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

BOARD ORDER NO. 151-2010

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Sections 15 & 22, T26N-R56E, Richland County, Montana, are delineated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at any location thereon not closer than 660 feet to boundaries of said temporary spacing unit.

IT IS FURTHER ORDERED that applicant file a permanent spacing application with the Board within 90 days of successful completion.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF PETRO-HUNT, L.L.C.
TO CREATE A PERMANENT SPACING
UNIT COMPRISED OF THE S½ OF
SECTION 20, T19N-R54E, DAWSON COUNTY,
MONTANA, FOR PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM THE RED
RIVER FORMATION AND TO AUTHORIZE
APPLICANT TO PRODUCE ITS CHARLES SENNER
20D-2-1 VERTICAL RED RIVER WELL FROM A
BOTTOM HOLE LOCATION 1400' FEL AND
2160' FSL OF SAID SECTION 20 AS AN
EXCEPTION TO A.R.M. 36.22.702.

ORDER 152-2010

Docket No. 237-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the S½ of Section 20, T19N-R54E, Dawson County, Montana, is designated a permanent spacing unit for production of oil and associated natural gas from the Red River Formation.

IT IS FURTHER ORDERED that the Charles Senner 20D-2-1 vertical Red River well located 1400' FEL and 2160' FSL of said Section 20 is the authorized well for said spacing unit.

BOARD ORDER NO. 152-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF PETRO-HUNT, L.L.C.
TO AMEND BOARD ORDERS 42-2010 AND
44-2010, WHICH ESTABLISHED 1280 ACRE
TEMPORARY SPACING UNITS COMPRISED
OF SECTIONS 2 AND 11, T28N-R58E, AND
SECTIONS 14 AND 23, T28N-R58E, ROOSEVELT
COUNTY, MONTANA, FOR THE DRILLING OF
HORIZONTAL BAKKEN FORMATION WELLS, TO
ALLOW A HORIZONTAL BAKKEN WELL IN EACH
SPACING UNIT TO BE DRILLED AT ANY LOCATION
NOT CLOSER THAN 660 FEET TO THE UNIT
BOUNDARY EXCEPT THAT THE TOE AND HEEL BE
ALLOWED TO BE LOCATED 200 FEET FROM THE
BOUNDARY OF THE SPACING UNIT.

ORDER 153-2010

Docket No. 238-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. At the hearing, applicant's attorney John Lee said proper notice had been given to all interest owners at the heel end of the proposed horizontal wells, but no notice had been given to the interest owners at the toe end of the proposed wells.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Board Orders 42-2010 and 44-2010, which established 1280 acre temporary spacing units comprised of Sections 2 and 11, T28N-R58E, and Sections 14 and 23, T28N-R58E, Roosevelt County, Montana, are hereby amended to allow a horizontal Bakken Formation well to be drilled in each spacing unit at any location not closer than 660 feet to the unit boundary except that the heel be located no closer than 200 feet to the common boundary of the two spacing units.

BOARD ORDER NO. 153-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF ENERPLUS
RESOURCES (USA) CORPORATION TO
CREATE A TEMPORARY OVERLAPPING SPACING
UNIT COMPRISED OF ALL OF SECTIONS 35 AND
36, T24N-R57E, RICHLAND COUNTY, MONTANA,
TO DRILL AN ADDITIONAL BAKKEN FORMATION
HORIZONTAL WELL GENERALLY ORIENTED IN A
NORTH-SOUTH AZIMUTH PROXIMATE TO THE
COMMON BOUNDARY LINE BETWEEN SAID
SECTIONS 35 AND 36 AT A LOCATION NOT CLOSER
THAN 660 FEET TO THE BOUNDARIES OF SAID
OVERLAPPING TEMPORARY SPACING UNIT AS
AN EXCEPTION TO BOARD ORDERS 98-2002 AND
144-2004, AND TO PROVIDE THAT THE OVERLAPPING
TEMPORARY SPACING UNIT SHALL BE LIMITED TO
PRODUCTION FROM THE PROPOSED HORIZONTAL
WELL.

ORDER 154-2010

Docket No. 52-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of Enerplus Resources (USA) Corporation is granted as applied for.

BOARD ORDER NO. 154-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF BLACK HILLS
EXPLORATION & PRODUCTION, INC.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTION 13, T29N-R54E,
ROOSEVELT COUNTY, MONTANA FOR PRODUCTION
OF BAKKEN FORMATION OIL AND ASSOCIATED
NATURAL GAS FROM THE BIG MUDDY #13-44H WELL.

ORDER 155-2010

Docket No. 58-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Section 13, T29N-R54E, Roosevelt County, Montana, is designated a permanent spacing unit for production of Bakken Formation oil and associated natural gas from the Big Muddy #13-44H well.

BOARD ORDER NO. 155-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF ZENERGY
OPERATING COMPANY, LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTIONS 16 AND 21, T27N-R58E, ROOSEVELT
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN FORMATION WELL ANYWHERE WITHIN
SAID TEMPORARY SPACING UNIT BUT NOT CLOSER
THAN 660 FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN APPLICATION
FOR PERMANENT SPACING WITHIN 90 DAYS OF
SUCCESSFUL COMPLETION OF THE PROPOSED
HORIZONTAL WELL.

ORDER 156-2010

Docket No. 121-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.

2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 16 and 21, T27N-R58E, Roosevelt County, Montana, is delineated a temporary spacing unit to drill a horizontal Bakken Formation well anywhere within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

IT IS FURTHER ORDERED that applicant shall file a permanent spacing application with the Board within 90 days of successful completion of the proposed horizontal well.

BOARD ORDER NO. 156-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF ZENERGY
OPERATING COMPANY, LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTIONS 23 AND 26, T27N-R58E, RICHLAND AND
ROOSEVELT COUNTIES,, MONTANA, TO DRILL A
HORIZONTAL BAKKEN FORMATION WELL ANYWHERE
WITHIN SAID TEMPORARY SPACING UNIT BUT NOT
CLOSER THAN 660 FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN APPLICATION FOR
PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION OF THE PROPOSED HORIZONTAL WELL.

ORDER 157-2010

Docket No. 122-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 23 and 26, T27N-R58E, Richland and Roosevelt Counties, Montana, is delineated a temporary spacing unit to drill a horizontal Bakken Formation well anywhere within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

IT IS FURTHER ORDERED that applicant shall file a permanent spacing application with the Board within 90 days of successful completion of the proposed horizontal well.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

BOARD ORDER NO. 157-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF ZENERGY
OPERATING COMPANY, LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTIONS 29 AND 32, T28N-R58E, ROOSEVELT
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN FORMATION WELL ANYWHERE WITHIN
SAID TEMPORARY SPACING UNIT BUT NOT CLOSER
THAN 660 FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN APPLICATION
FOR PERMANENT SPACING WITHIN 90 DAYS OF
SUCCESSFUL COMPLETION OF THE PROPOSED
HORIZONTAL WELL.

ORDER 158-2010

Docket No. 126-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 29 and 32, T28N-R58E, Roosevelt County, Montana, is delineated a temporary spacing unit to drill a horizontal Bakken Formation well anywhere within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

IT IS FURTHER ORDERED that applicant shall file a permanent spacing application with the Board within 90 days of successful completion of the proposed horizontal well.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

BOARD ORDER NO. 158-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF ZENERGY
OPERATING COMPANY, LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTIONS 30 AND 31, T28N-R58E, ROOSEVELT
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN FORMATION WELL ANYWHERE WITHIN
SAID TEMPORARY SPACING UNIT BUT NOT CLOSER
THAN 660 FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN APPLICATION
OR PERMANENT SPACING WITHIN 90 DAYS OF
SUCCESSFUL COMPLETION OF THE PROPOSED
HORIZONTAL WELL.

ORDER 159-2010

Docket No. 127-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 30 and 31, T28N-R58E, Roosevelt County, Montana, is delineated a temporary spacing unit to drill a horizontal Bakken Formation well anywhere within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

IT IS FURTHER ORDERED that applicant shall file a permanent spacing application with the Board within 90 days of successful completion of the proposed horizontal well.

BOARD ORDER NO. 159-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF ZENERGY
OPERATING COMPANY, LLC TO CREATE A
TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTIONS 17 AND 20, T27N-R59E, ROOSEVELT
COUNTY, MONTANA, TO DRILL A HORIZONTAL
BAKKEN FORMATION WELL ANYWHERE WITHIN
SAID TEMPORARY SPACING UNIT BUT NOT CLOSER
THAN 660 FEET TO THE BOUNDARIES THEREOF.
APPLICANT STATES IT WILL FILE AN APPLICATION
FOR PERMANENT SPACING WITHIN 90 DAYS OF
SUCCESSFUL COMPLETION OF THE PROPOSED
HORIZONTAL WELL.

ORDER 160-2010

Docket No. 130-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 17 and 20, T27N-R59E, Roosevelt County, Montana, is delineated a temporary spacing unit to drill a horizontal Bakken Formation well anywhere within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

IT IS FURTHER ORDERED that applicant shall file a permanent spacing application with the Board within 90 days of successful completion of the proposed horizontal well.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

BOARD ORDER NO. 160-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO
ENERGY INC. TO CREATE A PERMANENT
SPACING UNIT COMPRISED OF ALL OF
SECTIONS 24 AND 25, T24N-R54E, RICHLAND
COUNTY, MONTANA, FOR PRODUCTION OF
OIL AND ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION FROM APPLICANT'S
VERA #24X-25 WELL.

ORDER 161-2010

Docket No. 164-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 24 and 25, T24N-R54E, Richland County, Montana, is designated a permanent spacing unit for production of Bakken formation oil and associated natural gas from applicant's Vera #24X-25 well.

BOARD ORDER NO. 161-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO
ENERGY INC. TO POOL ALL INTERESTS IN THE
SPACING UNIT COMPRISED OF ALL OF SECTIONS 2
AND 3, T22N-R59E, RICHLAND COUNTY, MONTANA,
FOR PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN FORMATION,
AND AUTHORIZING RECOVERY OF NON-CONSENT
PENALTIES IN ACCORDANCE WITH SECTION
82-11-202(2), M.C.A. WITH RESPECT TO THE BIG
PHEASANT #12X-1 WELL.

ORDER 162-2010

Docket No. 165-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests in the spacing unit comprised of all of Sections 2 and 3, T22N-R59E, Richland County, Montana, are hereby pooled on the basis of surface acreage for production of oil and associated natural gas from the Bakken Formation.

IT IS FURTHER ORDERED that recovery of non-consent penalties in accordance with Section 82-11-202(2), M.C.A. with respect to the Big Pheasant #12X-1 well is hereby authorized.

IT IS FURTHER ORDERED that a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

BOARD ORDER NO. 162-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE APPLICATION OF XTO
ENERGY INC. TO POOL ALL INTERESTS IN
THE SPACING UNIT COMPRISED OF ALL OF
SECTIONS 21 AND 28, T23N-R57E, RICHLAND
COUNTY, MONTANA, FOR PRODUCTION OF OIL
AND ASSOCIATED NATURAL GAS FROM THE
BAKKEN FORMATION, AND AUTHORIZING
RECOVERY OF NON-CONSENT PENALTIES IN
ACCORDANCE WITH SECTION 82-11-202(2), M.C.A.
WITH RESPECT TO THE CUNDIFF FARMS #24X-28 WELL.

ORDER 163-2010

Docket No. 166-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. A letter was received from Julie A. Jacobson, managing partner of Culver Properties LLP, stating they had received no correspondence from applicant regarding voluntary pooling. She questioned why their interests were now being force pooled. It was determined at the hearing that it is the interests of the A.M. Culver Trust being force pooled, not Ms. Jacobson's interests.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests in the spacing unit comprised of all of Sections 21 and 28, T23N-R57E, Richland County, Montana, are hereby pooled on the basis of surface acreage for production of oil and associated natural gas from the Bakken Formation.

IT IS FURTHER ORDERED that recovery of non-consent penalties in accordance with Section 82-11-202(2), M.C.A. with respect to the Cundiff Farms #24X-28 well is hereby authorized.

BOARD ORDER NO. 163-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE BOARD'S OWN MOTION TO REQUIRE
DL INCORPORATED TO APPEAR AND SHOW CAUSE,
IF ANY IT HAS, WHY ITS BOND SHOULD NOT BE
FORFEITED OR OTHER PENALTIES APPLIED FOR
FAILURE TO PLUG AND ABANDON OR TRANSFER
OWNERSHIP OF THE FOLLOWING NINE WELLS AT
THE FOLLOWING LOCATIONS IN DEVILS BASIN
FIELD IN MUSSEL SHELL COUNTY, MONTANA:
TRANEL 8-63 WELL IN THE SW NE OF SECTION 8, T11N-R24E
TRANEL 8-63A WELL IN THE SW NE OF SECTION 8, T11N-R24E
COASTAL BN 25-12 WELL IN THE NW SW SW OF SECTION 25, T11N-R24E
COASTAL BN 25-22 WELL IN THE NE SW SW OF SECTION 25, T11N-R24E
TRANEL 26-48 WELL IN THE SE SW OF SECTION 26, T11N-R24E
GRAVES BALLEW 26-82 WELL IN THE NE SE SE OF SECTION 26, T11N-R24E
MONOGRAM 26-81 WELL IN THE SE SE SE OF SECTION 26, T11N-R24E
TRANEL 25-77 WELL IN THE SE SE OF SECTION 25, T11N-R24E
FARMER-BALLEW 26-77 IN THE SW NE NE OF SECTION 26, T11N-R24E

ORDER 164-2010

Docket No. 107-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. Attorney Gary Broeder represented DL Incorporated at the hearing. Julie Lindberg, widow of the owner of DL Incorporated, was also present. Mr. Broeder said Hohn Engineering of Billings has been retained to put a project together to transfer ownership of the wells where possible and plug the others. The majority of the work is scheduled to take place this fall.
3. The evidence indicates that taking the following action will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that DL Incorporated will transfer ownership and/or plug and abandon the captioned wells by June 2011.

IT IS FURTHER ORDERED that a report on DL Incorporated's progress in this matter shall be presented to the Board at its October 13, 2010 business meeting by the Board's Chief Field Inspector.

BOARD ORDER NO. 164-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE BOARD'S OWN MOTION TO REQUIRE
BENSUN ENERGY, LLC TO APPEAR AND SHOW CAUSE,
IF ANY IT HAS, WHY THE BN 11-11 AND 12-11 WELLS
LOCATED IN SECTION 11, T9N-R58E, FALLON COUNTY,
MONTANA, SHOULD NOT BE IMMEDIATELY PLUGGED
AND ABANDONED.

ORDER 165-2010

Docket No. 239-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. Mr. Frank Baxter, a partner in Bensun Energy, LLC (Bensun) , appeared at the hearing. He said Bensun is now partners with Alturus Energy out of Hailey Idaho and they are working on getting these wells back into production. Bensun plans to recomplete the 11-11 in the Mission Canyon Formation. The 12-11 will be recompleted in the Mission Canyon depending on what the 11-11 does, or it will be turned into an injection well.
3. The Board's Chief Field Inspector Steve Sasaki suggested the matter be continued until the Board's October 13 business meeting, when Bensun should return and give a status report on its progress. He also suggested the following be done by then: a) all oil issues cleaned up at the 11-11 well; b) a workover rig on and the 11-11 perforated; and c) be able to determine if the 11-11 well is capable of commercial production.
4. The evidence indicates that taking the following action will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that this matter will be continued until the Board's October 14, 2010, public hearing.

IT IS FURTHER ORDERED that Bensun Energy, LLC give a status report at the Board's October 13, 2010 business meeting and if the problems are satisfactorily addressed the matter can be dismissed at that time.

BOARD ORDER NO. 165-2010

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Ronald S. Efta, Board Member

Jay Gunderson, Board Member

Jack King, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

BEFORE THE BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

UPON THE BOARD'S OWN MOTION TO REQUIRE
MOUNTAIN PACIFIC GENERAL, INC. TO APPEAR
AND SHOW CAUSE, IF ANY IT HAS, WHY ITS
BOND SHOULD NOT BE FORFEITED FOR FAILURE
TO PLUG THE FOSSUM #10-8 WELL LOCATED IN
SECTION 8, T35N-R1E, TOOLE COUNTY, MONTANA.

ORDER 166-2010

Docket No. 240-2010

Report of the Board

The above entitled cause came on regularly for hearing on the 12th day of August, 2010 at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings Montana, pursuant to the order of the Board of Oil and Gas Conservation of the State of Montana, hereinafter referred to as the Board. Board member Don Bradshaw was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity present evidence, oral and documentary.
2. No one appeared at the hearing on behalf of Mountain Pacific General, Inc. (Mountain Pacific).
3. Ms. Joni Stewart, sister of Jeff Lyon the owner of Mountain Pacific, contacted Board staff by phone prior to the hearing and said Mr. Lyon would be unable to attend. Due to the timing of her call, no one from the Board was able to return her call prior to the hearing to discuss the matter further. Staff recommended the matter be continued.
4. The evidence indicates that taking the following action will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that this matter will be continued until the Board's October 14th, 2010, public hearing.

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Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of August, 2010.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

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