

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC FOR A PERMIT TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL IN SECTIONS 1, 12, 13, AND 24, T27N-R56E, RICHLAND AND ROOSEVELT COUNTIES, MONTANA. PHOENIX OPERATING LLC HAS FILED PROTEST OF THIS APPLICATION IN ACCORDANCE WITH A.R.M. 36.22.601 BASED ON PUBLISHED NOTICE IN THE HELENA INDEPENDENT RECORD ON SEPTEMBER 30, 2025.

ORDER 304-2025

Docket No. 359-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Dockets 359, 465, and 466-2025 were consolidated for hearing since the applications were all protests filed by Phoenix Operating LLC (Phoenix) concerning three drilling permit applications submitted by Kraken Oil & Gas LLC (Kraken) within existing temporary spacing units in the same area.
3. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, and Mark Johnson, executive vice president of land, regulatory, and HSE, appeared on behalf of Phoenix.
4. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken in support of the drilling permit applications.
5. Phoenix testified that it owns a significant working interest in portions of the spacing unit and intends to submit its own drilling permits to fully develop the unit. Phoenix asserted that approval of Kraken's drilling permits would result in inefficient development, economic waste, and impairment of Phoenix's correlative rights because Kraken would be producing from acreage in which Phoenix holds a majority interest.
6. The Board clarified that the matter before it was a protest of specific drilling permit applications and not a request to modify or reconsider the existing temporary spacing unit, and that any testimony must be directed to whether the protested drilling permits failed to protect correlative rights, prevent waste, or comply with the approved spacing order.
7. Staff advised the Board that the protested drilling permit applications complied with the approved temporary spacing units and applicable Board rules, and that when multiple operators seek to drill within the same spacing unit, the Board's practice is to approve the first approvable drilling permit absent a valid basis for denial.
8. Kraken testified that its proposed development plan would proceed in an orderly manner based on infrastructure availability and surface considerations, and that drilling fewer wells initially would reduce surface disturbance, flaring, and unnecessary drilling of saltwater disposal wells.

BOARD ORDER NO. 304-2025

9. The Board considered Phoenix's arguments concerning correlative rights, prevention of waste, and orderly development, and determined that Phoenix had not demonstrated through testimony and exhibits that the protested drilling permit applications themselves failed to protect correlative rights, prevent waste, or comply with the approved spacing order.

10. 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.

Conclusions of Law

The Board concludes that the drilling of a well in the temporary spacing unit comprised of Sections 1, 12, 13, and 24, T27N-R56E is consistent with prior orders and with the requirements of § 82-11-201, MCA, would prevent waste, and protect correlative rights. Kraken's application for permit to drill should therefore be approved.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that staff approve Kraken's application to drill a horizontal Bakken/Three Forks Formation well in Sections 1, 12, 13, and 24, T27N-R56E, Richland and Roosevelt Counties, Montana.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 26 AND 35, T24N-R59E AND ALL OF SECTIONS 2 AND 11, T23N-R59E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 292-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 112-2024 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 26 AND 35, T24N-R59E AND ALL OF SECTION 2, T23N-R59E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 380-2011 INsofar AS IT RELATES TO ALL OF SECTION 11, T23N-R59E.

Docket No. 360-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. No protest to the application of Kraken was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 292-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 26 and 35, T24N-R59E and all of Sections 2 and 11, T23N-R59E, Richland County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 112-2024 is hereby vacated.

IT WAS FURTHER ORDERED that Board Order 380-2011 is hereby vacated insofar as it relates to all of Section 11, T23N-R59E.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 26 AND 35, T24N-R59E AND ALL OF SECTIONS 2 AND 11, T23N-R59E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 293-2025

Docket No. 361-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 292-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 26 and 35, T24N-R59E and Sections 2 and 11, T23N-R59E, Richland County, Montana.
5. No protest to the application of Kraken was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 293-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 26 and 35, T24N-R59E and all of Sections 2 and 11, T23N-R59E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 7, 8, AND 9, T23N-R59E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 294-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 380-2011 INsofar AS IT RELATES TO ALL OF SECTION 7, 8, AND 9, T23N-R59E.

Docket No. 362-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).

3. No protest to the application of Kraken was made.

4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 294-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 7, 8, and 9, T23N-R59E, Richland County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 380-2011 is hereby vacated insofar as it relates to all of Sections 7, 8, and 9, T23N-R59E.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO
AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL
HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS
ANYWHERE WITHIN THE TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 7, 8, AND 9, T23N-R59E,
RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200'
(HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE
EXTERIOR BOUNDARIES THEREOF.

ORDER 295-2025

Docket No. 363-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 294-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 7, 8, and 9, T23N-R59E, Richland County, Montana.
5. No protest to the application of Kraken was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 295-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 7, 8, and 9, T23N-R59E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 13, 14, AND 15, T23N-R59E AND ALL OF SECTIONS 17 AND 18, T23N-R60E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 296-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 188-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 14 AND 15, T23N-R59E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 380-2011 INsofar AS IT RELATES TO ALL OF SECTIONS 13 AND 24, 23N-R59E AND ALL OF SECTIONS 17, 18, 19, AND 20, T23N-R60E.

Docket No. 364-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. No protest to the application of Kraken was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 13, 14, and 15, T23N-R59E and all of Sections 17 and 18, T23N-R60E, Richland County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 188-2010 is hereby vacated.

IT WAS FURTHER ORDERED that Board Order 380-2011 is hereby vacated insofar as it relates to all of Sections 13 and 24, 23N-R59E and all of Sections 17, 18, 19, and 20, T23N-R60E.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 13, 14, AND 15, T23N-R59E AND ALL OF SECTIONS 17 AND 18, T23N-R60E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 297-2025

Docket No. 365-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 296-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 13, 14, and 15, T23N-R59E and all of Sections 17 and 18, T23N-R60E, Richland County, Montana.
5. No protest to the application of Kraken was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 13, 14, and 15, T23N-R59E and all of Sections 17 and 18, T23N-R60E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 22, 23, AND 24, T23N-R59E AND ALL OF SECTIONS 19 AND 20, T23N-R60E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 298-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 189-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 22 AND 23, T23N-R59E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 380-2011 INsofar AS IT RELATES TO ALL OF SECTIONS 13 AND 24, 23N-R59E AND ALL OF SECTIONS 17, 18, 19, AND 20, T23N-R60E.

Docket No. 366-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. No protest to the application of Kraken was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 22, 23, and 24, T23N-R59E and all of Sections 19 and 20, T23N-R60E, Richland County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 189-2010 is hereby vacated.

IT WAS FURTHER ORDERED that Board Order 380-2011 is hereby vacated insofar as it relates to all of Sections 13 and 24, 23N-R59E and all of Sections 17, 18, 19, and 20, T23N-R60E.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 22, 23, AND 24, T23N-R59E AND ALL OF SECTIONS 19 AND 20, T23N-R60E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 299-2025

Docket No. 367-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 298-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 22, 23, and 24, T23N-R59E and Sections 19 and 20, T23N-R60E, Richland County, Montana.
5. No protest to the application of Kraken was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 299-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 22, 23, and 24, T23N-R59E and all of Sections 19 and 20, T23N-R60E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AMEND BOARD ORDER 18-2020, 2-2022, 3-2023, 1-2024, AND 142-2024 TO PROVIDE THAT OPERATIONS FOR THE DRILLING OF A WELL IN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 22, 27, AND 34, T26N-R59E, RICHLAND COUNTY, MONTANA MUST BE COMMENCED PRIOR TO FEBRUARY 15, 2027.

ORDER 300-2025

Docket No. 368-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. No protest to the application of Kraken was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Board Order 18-2020, 2-2022, 3-2023, 1-2024, and 142-2024 are hereby amended to provide that drilling operations must commence not later than February 15, 2027.

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

BOARD ORDER NO. 300-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AMEND BOARD ORDER 147-2024 TO PROVIDE THAT OPERATIONS FOR THE DRILLING OF A WELL IN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, AND 15, T26N-R57E AND ALL OF SECTION 34, T27N-R57E, RICHLAND AND ROOSEVELT COUNTIES, MONTANA MUST BE COMMENCED PRIOR TO DECEMBER 10, 2026.

ORDER 301-2025

Docket No. 369-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. No protest to the application of Kraken was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Board Order 147-2024 is hereby amended to provide that drilling operations must commence not later than December 10, 2026.

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

BOARD ORDER NO. 301-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AMEND BOARD ORDER 149-2024 TO PROVIDE THAT OPERATIONS FOR THE DRILLING OF A WELL IN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 30 AND 31, T27N-R57E AND ALL OF SECTIONS 6 AND 7, T26N-R57E, RICHLAND COUNTY, MONTANA MUST BE COMMENCED PRIOR TO DECEMBER 10, 2026.

ORDER 302-2025

Docket No. 370-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).

3. No protest to the application of Kraken was made.

4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Board Order 149-2024 is hereby amended to provide that drilling operations must commence not later than December 10, 2026.

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

BOARD ORDER NO. 302-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AMEND
BOARD ORDER 151-2024 TO PROVIDE THAT OPERATIONS FOR
THE DRILLING OF A WELL IN THE TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 15, 22, AND 27, T24N-R59E,
RICHLAND COUNTY, MONTANA MUST BE COMMENCED PRIOR
TO DECEMBER 10, 2026.

ORDER 303-2025

Docket No. 371-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
3. No protest to the application of Kraken was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Board Order 151-2024 is hereby amended to provide that drilling operations must commence not later than December 10, 2026.

BOARD ORDER NO. 303-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF HERITAGE ENERGY OPERATING, LLC FOR A RENEWAL OF THE PERMIT TO DRILL THE STATE 15-10-3 1H AND A PERMIT TO DRILL THE STATE 15-10-3 2H, STATE 15-10-3 3H, AND STATE 15-10-3 4H HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS IN SECTIONS 3, 10, AND 15, T25N-R56E, RICHLAND COUNTY, MONTANA. PHOENIX OPERATING LLC HAS FILED PROTEST OF THIS APPLICATION IN ACCORDANCE WITH A.R.M. 36.22.601 BASED ON PUBLISHED NOTICE IN THE HELENA INDEPENDENT RECORD ON OCTOBER 21, 2025.

ORDER 310-2025

Docket No. 374-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

BOARD ORDER NO. 310-2025

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

BOARD ORDER NO. 310-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Docket 374-2025 is continued until the February 12, 2026, public hearing

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF HERITAGE ENERGY OPERATING, LLC FOR A PERMIT TO DRILL THE W. POFF TRUST 14-11-2 1H, W. POFF TRUST 14-11-2 2H, AND THE W. POFF TRUST 14-11-2 3H HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS IN SECTIONS 2, 11, AND 14, T25N-R56E, RICHLAND COUNTY, MONTANA. PHOENIX OPERATING LLC HAS FILED PROTEST OF THIS APPLICATION IN ACCORDANCE WITH A.R.M. 36.22.601 BASED ON PUBLISHED NOTICE IN THE SIDNEY HERALD ON OCTOBER 25, 2025.

ORDER 312-2025

Docket No. 375-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

BOARD ORDER NO. 312-2025

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

BOARD ORDER NO. 312-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Docket 375-2025 is continued until the February 12, 2026, public hearing

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF OASIS PETROLEUM NORTH AMERICA LLC TO DESIGNATE A PERMANENT SPACING UNIT COMPRISED OF ALL OF SECTIONS 1, 2, 11, 12, 13, 14, 23, AND 24, T27N-R59E, ROOSEVELT COUNTY, MONTANA, FOR THE PRODUCTION OF OIL AND ASSOCIATED NATURAL GAS FROM THE BAKKEN/THREE FORKS FORMATION WITH RESPECT TO THE STATE LINE FEDERAL 2759 14-26 2B WELL. THE APPLICATION INDICATES THAT THE SW¼ OF SECTION 11 AND THE W½SW¼ OF SECTION 24, T27N-R59E, CONTAIN INDIAN TRUST MINERALS.

ORDER 263-2025

Docket No. 376-2025 / 5-2026 FED

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Greg Sandberg, landman, Jon Primm, geologist, and Walker Gates, development engineer, appeared on behalf of Oasis Petroleum North America LLC (Oasis).
3. The lands described in the caption was designated an overlapping temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 67-2024. Applicant has completed the State Line Federal 2759 14-26 2B well as a producing well.
4. No protest to the application of Oasis was made.
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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 263-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 1, 2, 11, 12, 13, 14, 23, and 24, T27N-R59E, Roosevelt County, Montana, is designated a permanent spacing unit for production of oil and associated natural gas from the Bakken/Three Forks Formation.

IT WAS FURTHER ORDERED that the State Line Federal 2759 14-26 2B well is the authorized well for said permanent spacing unit.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF OASIS PETROLEUM NORTH AMERICA LLC TO POOL ALL INTERESTS IN THE PERMANENT SPACING UNIT COMPRISED OF ALL OF SECTIONS 1, 2, 11, 12, 13, 14, 23, AND 24, T27N-R59E, ROOSEVELT COUNTY, MONTANA, FOR THE PRODUCTION OF OIL AND ASSOCIATED NATURAL GAS FROM THE BAKKEN/THREE FORKS FORMATION AND TO AUTHORIZE THE RECOVERY OF NON-CONSENT PENALTIES IN ACCORDANCE WITH SECTION 82-11-202(2), M.C.A., WITH RESPECT TO THE STATE LINE FEDERAL 2759 14-26 2B WELL. THE APPLICATION INDICATES THAT THE SW¹/₄ OF SECTION 11 AND THE W¹/₂SW¹/₄ OF SECTION 24, T27N-R59E, CONTAIN INDIAN TRUST MINERALS.

ORDER 264-2025

Docket No. 377-2025 / 6-2026 FED

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Greg Sandberg, landman, Jon Primm, geologist, and Walker Gates, development engineer, appeared on behalf of Oasis Petroleum North America LLC (Oasis).

3. Applicant is an interest owner and operator in the spacing unit identified in the caption as established by Montana Board of Oil and Gas Conservation Order 263-2025.

4. The applicant has made a good-faith attempt to voluntarily pool the interests within the permanent spacing unit but has been unsuccessful.

5. All refusing owners were given proper and sufficient notice as required under § 82-11-202, MCA.

6. No protest to the application of Oasis was made.

7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-202, MCA have been met.

BOARD ORDER NO. 264-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all interests in the permanent spacing unit comprised of all of Sections 1, 2, 11, 12, 13, 14, 23, and 24, T27N-R59E, Roosevelt County, Montana, are hereby pooled on the basis of surface acreage for production of oil and associated natural gas from the Bakken/Three Forks Formation.

IT WAS FURTHER ORDERED that applicant is authorized to recover non-consent penalties in accordance with § 82-11-202(2), MCA, with respect to the State Line Federal 2759 14-26 2B well.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF OASIS PETROLEUM NORTH AMERICA LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, 15, AND 22, T27N-R59E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 265-2025

APPLICANT REQUESTS THAT BOARD ORDER 237-2011 PERTAINING TO SECTIONS 3 AND 10, T27N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE MARY WILSON 10-3H WELL AND THAT BOARD ORDERS 177-2012, 280-2012, AND 112-2014 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 29-2012 PERTAINING TO SECTIONS 15 AND 22, T27N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE BREWER 2759 13-15H WELL AND THAT BOARD ORDERS 65-2013 AND 116-2014 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 345-2014 PERTAINING TO SECTIONS 15, 16, 21, AND 22, T27N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE FALCON FED BREWER 2759 44-9 5B WELL.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 75-2009 THAT DESIGNATED PERMANENT SPACING UNIT COMPRISED OF ALL OF SECTION 15, T27N-R59E.

Docket No. 379-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Greg Sandberg, landman, Jon Primm, geologist, and Walker Gates, development engineer, appeared on behalf of Oasis Petroleum North America LLC (Oasis).

3. Sections 3 and 10, T27N-R59E, was designated a permanent spacing unit by Order 237-2011. Sections 15 and 22, T27N-R59E, was designated a permanent spacing unit by Order 29-2012. Sections 15, 16, 21, and 22, T27N-R59E, was designated a permanent spacing unit by Order 344-2014, and Bakken/Three Forks interests within the spacing unit were pooled by Order 345-2014.

4. Oasis is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Mary Wilson 10-3H, Brewer 2759 13-15H, and Falcon Fed Brewer 2759 44-9 5B wells.

5. No protest to the application of Oasis was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 3, 10, 15, and 22, T27N-R59E, Roosevelt County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 237-2011 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Mary Wilson 10-3H well; the spacing order established by Board Order 29-2012 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Brewer 2759 13-15H well; and the pooling order established by Board Order 345-2014 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Falcon Fed Brewer 2759 44-9 5B well.

IT WAS FURTHER ORDERED that Board Orders 177-2012, 280-2012, 112-2014, 65-2013, 116-2014, and 75-2009 are hereby vacated.

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

BOARD ORDER NO. 265-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF OASIS PETROLEUM NORTH AMERICA LLC TO AUTHORIZE THE DRILLING OF UP TO TWO ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, 15, AND 22, T27N-R59E, ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 266-2025

Docket No. 380-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Greg Sandberg, landman, Jon Primm, geologist, and Walker Gates, development engineer, appeared on behalf of Oasis Petroleum North America LLC (Oasis).
3. The lands described in the caption was designated an overlapping temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 265-2025.
4. Evidence presented at the time of the hearing supports the drilling of two additional horizontal Bakken/Three Forks interval wells in Sections 3, 10, 15, and 22, T27N-R59E, Roosevelt County, Montana.
5. No protest to the application of Oasis was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 266-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to two additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the overlapping temporary spacing unit comprised of all of Sections 3, 10, 15, and 22, T27N-R59E, Roosevelt County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF OASIS PETROLEUM NORTH AMERICA LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, AND 24, T27N-R59E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 2, 11, 14, AND 23 AND SECTIONS 3, 10, 15, AND 22, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION. THE APPLICATION INDICATES THAT THE SW $\frac{1}{4}$ OF SECTION 11 AND THE W $\frac{1}{2}$ SW $\frac{1}{4}$ OF SECTION 24, T27N-R59E, CONTAIN INDIAN TRUST MINERALS.

ORDER 267-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 124-2014 AND BLM ORDER 7-2014 FED THAT DESIGNATED AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 1, 2, 3, 10, 11, AND 12, T27N-R59E TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION SECTION LINE WELL PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 2 AND 11 AND SECTIONS 3 AND 10.

Docket No. 381-2025 / 8-2026 FED

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Greg Sandberg, landman, Jon Primm, geologist, and Walker Gates, development engineer, appeared on behalf of Oasis Petroleum North America LLC (Oasis).
3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.

BOARD ORDER NO. 267-2025

4. No protest to the application of Oasis was made.

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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, and 24, T27N-R59E, Roosevelt County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the common boundary between Sections 2, 11, 14, and 23 and Sections 3, 10, 15, and 22, but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 124-2014 is hereby vacated.

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

BOARD ORDER NO. 267-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF HERITAGE ENERGY OPERATING, LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, AND 15, T25N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 309-2025

Docket No. 384-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

BOARD ORDER NO. 309-2025

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Docket 384-2025 is continued until the February 12, 2026, public hearing

BOARD ORDER NO. 309-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF HERITAGE ENERGY OPERATING, LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 2, 11, AND 14, T25N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 311-2025

Docket No. 385-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

BOARD ORDER NO. 311-2025

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Docket 385-2025 is continued until the February 12, 2026, public hearing

BOARD ORDER NO. 311-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF HERITAGE ENERGY OPERATING, LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 1, 12, AND 13, T25N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 313-2025

Docket No. 386-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

BOARD ORDER NO. 313-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Docket 386-2025 is continued until the February 12, 2026, public hearing

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF BALDWIN LYNCH ENERGY CORPORATION TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF THE SW¼ OF SECTION 15 AND THE NW¼ OF SECTION 22, T9S-R22E, CARBON COUNTY, MONTANA, TO DRILL A LAKOTA FORMATION OIL AND GAS TEST WELL AT A PROPOSED WELL LOCATION APPROXIMATELY 2,120' FSL AND 600' FEL OF SUCH OVERLAPPING TEMPORARY SPACING UNIT BOUNDARIES, AS AN EXCEPTION TO A.R.M. 36.22.702. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 268-2025

APPLICANT REQUESTS THAT BOARD ORDER 339-2008 PERTAINING TO THE W½NW¼ AND NW¼SW¼ OF SECTION 15 AND THE E½NE¼ AND NE¼SE¼ OF SECTION 16, T9S-R22E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE LAKOTA FORMATION FROM THE BALDWIN FEDERAL 12-15 WELL.

Docket No. 387-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Todd Baldwin, operations manager, and Richard Baldwin, president, appeared on behalf of Baldwin Lynch Energy Corporation (Baldwin).
3. The W½NW¼ and NW¼SW¼ of Section 15 and the E½NE¼ and NE¼SE¼ of Section 16, T9S-R22E was designated a permanent spacing unit by Order 339-2008 and was designated a pilot enhanced recovery project area by Order 96-2015.
4. Baldwin testified that the previously established pilot enhanced recovery project overlapping the proposed temporary spacing unit was no longer considered viable and that a request to vacate the project would be presented at the February 2026 hearing.
5. Baldwin is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Baldwin Federal 12-15 well.
6. No protest to the application of Baldwin was made.
7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that the SW¼ of Section 15 and the NW¼ of Section 22, T9S-R22E, Carbon County, Montana, is designated an overlapping temporary spacing unit to drill a Lakota Formation test well at a proposed well location approximately 2,120' FSL and 600' FEL of such overlapping temporary spacing unit boundaries, as an exception to A.R.M. 36.22.702.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 339-2008 is limited to only oil and associated natural gas produced from the Lakota Formation through the wellbore of Baldwin Federal 12-15 well.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 7, 8, 17, 18, 19, AND 20, T22N-R58E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 7, 18, AND 19 AND SECTIONS 8, 17, AND 20, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 269-2025

Docket No. 388-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.

4. No protest to the application of White Rock was made.

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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 269-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 7, 8, 17, 18, 19, and 20, T22N-R58E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the common boundary between Sections 7, 18, and 19 and Sections 8, 17, and 20 but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 8, 9, 16, 17, 20, AND 21, T22N-R58E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 9, 16, AND 21 AND SECTIONS 8, 17, AND 20, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 270-2025

Docket No. 389-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.

4. No protest to the application of White Rock was made.

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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 270-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of 8, 9, 16, 17, 20, and 21, T22N-R58E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the common boundary between Sections 9, 16, and 21 and Sections 8, 17, and 20 but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 8, 17, 20, AND 29, T22N-R58E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 271-2025

APPLICANT REQUESTS THAT BOARD ORDER 38-2006 PERTAINING TO THE E½ OF SECTION 7 AND ALL OF SECTION 8, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE QUALLEY 4-8H AND QUALLEY 10-8H WELLS.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 288-2007 PERTAINING TO SECTION 17, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE BR 11-17H 28 WELL.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 300-2006 PERTAINING TO SECTION 20, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE SIMARD FARMS 4-20H WELL AND THAT ORDER 301-2006 THAT AUTHORIZED AN ADDITIONAL WELL IN THAT SPACING UNIT BE VACATED.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 296-2010 PERTAINING TO SECTION 29, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE BR 41-29H 28 WELL.

Docket No. 390-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The E½ of Section 7 and all of Section 8, T22N-R58E, was designated a permanent spacing unit by Order 38-2006. Section 17, T22N-R58E, was designated a permanent spacing unit by Order 288-2007. Section 20, T22N-R58E, was designated a permanent spacing unit by Order 300-2006. Section 29, T22N-R58E, was designated a permanent spacing unit by Order 296-2010.

4. White Rock is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Qualley 4-8H, Qualley 10-8H, BR 11-17H 28 Simard Farms 4-20H and BR 41-29H 28 wells.

5. No protest to the application of White Rock was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 8, 17, 20, and 29, T22N-R58E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 38-2006 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Qualley 4-8H and Qualley 10-8H wells; the spacing order established by Board Order 288-2007 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of BR 11-17H 28 well; the spacing order established by Board Order 300-2006 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Simard Farms 4-20H well; and the spacing order established by Board Order 296-2010 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of BR 41-29H 28 well.

IT WAS FURTHER ORDERED that Board Order 301-2006 is hereby vacated.

BOARD ORDER NO. 271-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO AUTHORIZE THE DRILLING OF AN ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 8, 17, 20, AND 29, T22N-R58E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 272-2025

Docket No. 391-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).
3. The lands described in the caption was designated an overlapping temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 271-2025.
4. Evidence presented at the time of the hearing supports the drilling of an additional horizontal Bakken/Three Forks interval wells in Sections 8, 17, 20, and 29, T22N-R58E, Richland County, Montana.
5. No protest to the application of White Rock was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that an additional horizontal Bakken/Three Forks Formation well is authorized to be drilled in the overlapping temporary spacing unit comprised of all of Sections 8, 17, 20, and 29, T22N-R58E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

BOARD ORDER NO. 272-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 7, 18, AND 19, T22N-R58E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 273-2025

APPLICANT REQUESTS THAT BOARD ORDER 38-2006 PERTAINING TO THE E½ OF SECTION 7 AND ALL OF SECTION 8, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE QUALLEY 4-8H AND QUALLEY 10-8H WELLS.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 81-2005 PERTAINING TO THE W½ OF SECTION 7, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE W.E. MCCHESENEY, JR 2 WELL.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 89-2006 PERTAINING TO SECTION 18, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE ANVIK 4-18H AND ANVIK 16-18H WELLS.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 294-2010 PERTAINING TO SECTION 19, T22N-R58E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE BR 41-19H 28 WELL.

Docket No. 392-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The E½ of Section 7 and all of Section 8, T22N-R58E, was designated a permanent spacing unit by Order 38-2006. The W½ of Section 7, T22N-R58E, was designated a permanent spacing unit by Order 81-2005. Section 18, T22N-R58E, was designated a permanent spacing unit by Order 89-2006. Section 19, T22N-R58E, was designated a permanent spacing unit by Order 294-2010.

4. White Rock is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Qualley 4-8H, Qualley 10-8H, W.E. McChesney, JR 2, Anvik 4-18H, Anvik 16-18H, and BR 41-19H 28 wells.

5. No protest to the application of White Rock was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 7, 18, and 19, T22N-R58E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 38-2006 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Qualley 4-8H and Qualley 10-8H wells; the spacing order established by Board Order 81-2005 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of W.E. McChesney, JR 2 well; the spacing order established by Board Order 89-2006 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Anvik 4-18H and Anvik 16-18H wells; and the spacing order established by Board Order 294-2010 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of BR 41-19H 28 well.

BOARD ORDER NO. 273-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO
AUTHORIZE THE DRILLING OF AN ADDITIONAL HORIZONTAL
BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN
THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF
ALL OF SECTIONS 7, 18, AND 19, T22N-R58E, RICHLAND COUNTY,
MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK)
AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES
THEREOF.

ORDER 274-2025

Docket No. 393-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).
3. The lands described in the caption was designated an overlapping temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 273-2025.
4. Evidence presented at the time of the hearing supports the drilling of an additional horizontal Bakken/Three Forks interval wells in Sections 7, 18, and 19, T22N-R58E, Richland County, Montana.
5. No protest to the application of White Rock was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that an additional horizontal Bakken/Three Forks Formation well is authorized to be drilled in the overlapping temporary spacing unit comprised of all of Sections 7, 18, and 19, T22N-R58E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

BOARD ORDER NO. 274-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO
AUTHORIZE THE DRILLING OF AN ADDITIONAL HORIZONTAL
BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN
THE PERMANENT SPACING UNIT COMPRISED OF ALL OF
SECTION 19, T23N-R57E, RICHLAND COUNTY, MONTANA, BUT
NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500'
(LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES
THEREOF.

ORDER 275-2025

Docket No. 394-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).
3. The lands described in the caption was designated a permanent spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 96-2005.
4. At the time of the hearing, the applicant agreed to a 660-foot lateral setback, consistent with the setback requirements of previously approved spacing units in the area.
5. Evidence presented at the time of the hearing supports the drilling of an additional horizontal Bakken/Three Forks interval wells in Section 19, T23N-R57E, Richland County, Montana.
6. No protest to the application of White Rock was made.
7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 275-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that an additional horizontal Bakken/Three Forks Formation well is authorized to be drilled in the permanent spacing unit comprised of all of Section 19, T23N-R57E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the boundaries thereof.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 34 AND 35, T26N-R54E AND ALL OF SECTIONS 2, 3, 10, 11, 14, AND 15, T25N-R54E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTION 34, T26N-R54E, 3, 10, AND 15, T25N-R54E AND SECTIONS 35, T26N-R54E, 2, 11, AND 14, T25N-R54E, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 276-2025

Docket No. 395-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.

4. No protest to the application of White Rock was made.

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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 34 and 35, T26N-R54E and all of Sections 2, 3, 10, 11, 14, and 15, T25N-R54E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the common boundary between Section 34, T26N-R54E, 3, 10, and 15, T25N-R54E and Sections 35, T26N-R54E, 2, 11, and 14, T25N-R54E, but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 35 AND 36, T26N-R54E AND ALL OF SECTIONS 1, 2, 11, 12, 13, AND 14, T25N-R54E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTION 36, T26N-R54E, 1, 12, AND 13, T25N-R54E AND SECTIONS 35, T26N-R54E, 2, 11, AND 14, T25N-R54E, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 277-2025

Docket No. 396-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.

4. No protest to the application of White Rock was made.

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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 35 and 36, T26N-R54E and all of Sections 1, 2, 11, 12, 13, and 14, T25N-R54E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the common boundary between Section 36, T26N-R54E, 1, 12, and 13, T25N-R54E and Sections 35, T26N-R54E, 2, 11, and 14, T25N-R54E, but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 22, 23, 26, 27, 34, AND 35, T25N-R54E, ALL OF SECTION 1, T24N-R54E, AND ALL OF SECTION 6, T24N-R55E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 22, 27, 34, T25N-R54E, AND 1, T24N-R54E AND SECTIONS 23, 26, AND 35, T25N-R54E, AND 6, T24N-R55E, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 278-2025

Docket No. 397-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.

4. No protest to the application of White Rock was made.

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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 22, 23, 26, 27, 34, and 35, T25N-R54E, all of Section 1, T24N-R54E, and all of Section 6, T24N-R55E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the north-south common boundary between Sections 22, 27, 34, T25N-R54E, and 1, T24N-R54E and Sections 23, 26, and 35, T25N-R54E, and 6, T24N-R55E, but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF WHITE ROCK OIL & GAS, LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 23, 24, 25, 26, 35, AND 36, T25N-R54E, ALL OF SECTIONS 5 AND 6, T24N-R55E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 24, 25, AND 36, T25N-R54E, AND 5, T24N-R55E AND SECTIONS 23, 26, AND 35, T25N-R54E, AND 6, T24N-R55E, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 279-2025

Docket No. 398-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Chad Centorbi, land manager, and Shawna Bonini, operations engineer, appeared on behalf of White Rock Oil & Gas, LLC (White Rock).

3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.

4. No protest to the application of White Rock was made.

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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 23, 24, 25, 26, 35, and 36, T25N-R54E, all of Sections 5 and 6, T24N-R55E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the north-south common boundary between Sections 24, 25, and 36, T25N-R54E, and 5, T24N-R55E and Sections 23, 26, and 35, T25N-R54E, and 6, T24N-R55E, but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 11, 14, AND 23, T22N-R59E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 660' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 282-2025

APPLICANT REQUESTS THAT BOARD ORDER 24-2011 PERTAINING TO SECTIONS 10 AND 11, T22N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE PATRICIA 41X-15 AND THIEL 11X-12 WELLS AND THAT ORDER 10-2010 THAT AUTHORIZED AN ADDITIONAL WELL IN THAT SPACING UNIT BE VACATED.

APPLICANT REQUESTS THAT BOARD ORDER 207-2004 PERTAINING TO SECTIONS 14 AND 23, T22N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE RAU 31X-23 AND JERRY 41X-15 WELLS.

Docket No. 399-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Caylee Hicks, senior landman, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).

3. Sections 10 and 11, T22N-R59E, was designated a permanent spacing unit by Order 295-2008, and Bakken/Three Forks interests within the spacing unit were pooled by Order 24-2011. Sections 14 and 23, T22N-R59E, was designated a permanent spacing unit by Order 206-2004, and Bakken/Three Forks interests within the spacing unit were pooled by Order 207-2004.

BOARD ORDER NO. 282-2025

4. MorningStar is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Patricia 41X-15, Thiel 11X-12, Rau 31X-23, and Jerry 41X-15 wells.

5. No protest to the application of MorningStar was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 11, 14, and 23, T22N-R59E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the pooling order established by Board Order 24-2011 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Patricia 41X-15 and Thiel 11X-12 wells; and the pooling order established by Board Order 207-2004 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Rau 31X-23 and Jerry 41X-15 wells.

IT WAS FURTHER ORDERED that Board Order 10-2010 is hereby vacated.

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

BOARD ORDER NO. 282-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 10, 15, AND 22, T22N-R59E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 660' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 283-2025

APPLICANT REQUESTS THAT BOARD ORDER 24-2011 PERTAINING TO SECTIONS 10 AND 11, T22N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE PATRICIA 41X-15 AND THIEL 11X-12 WELLS AND THAT ORDER 10-2010 THAT AUTHORIZED AN ADDITIONAL WELL IN THAT SPACING UNIT BE VACATED.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 109-2008 PERTAINING TO SECTIONS 15 AND 22, T22N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE RAU 41X-15 WELL.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 316-2010 PERTAINING TO SECTIONS 15 AND 22, T22N-R59E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE IONE 24X-22 WELL.

Docket No. 400-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

BOARD ORDER NO. 283-2025

2. Uriah Price, attorney, Caylee Hicks, senior landman, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).

3. Sections 10 and 11, T22N-R59E, was designated a permanent spacing unit by Order 295-2008, and Bakken/Three Forks interests within the spacing unit were pooled by Order 24-2011. Sections 15 and 22, T22N-R59E, was designated a permanent spacing unit by Order 92-2006, and Bakken/Three Forks interests within the spacing unit were pooled by Order 109-2008 and Order 316-2010.

4. MorningStar is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Patricia 41X-15, Thiel 11X-12, Rau 41X-15, and Ione 24X-22 wells.

5. No protest to the application of MorningStar was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 10, 15, and 22, T22N-R59E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the pooling order established by Board Order 24-2011 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Patricia 41X-15 and Thiel 11X-12 wells; the pooling order established by Board Order 109-2008 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Rau 41X-15 well; and the pooling order established by Board Order 316-2010 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Ione 24X-22 well.

IT WAS FURTHER ORDERED that Board Order 10-2010 is hereby vacated.

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

BOARD ORDER NO. 283-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 10, 11, 14, 15, 22 AND 23, T22N-R59E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 10, 15, AND 22 AND SECTIONS 11, 14, AND 23, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 284-2025

Docket No. 401-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Caylee Hicks, senior landman, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.
4. No protest to the application of MorningStar was made.
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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 10, 11, 14, 15, 22 AND 23, T22N-R59E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the north-south common boundary between the overlapping temporary spacing unit comprised of Sections 10, 15, and 22 and the overlapping temporary spacing unit comprised of Sections 11, 14, and 23 but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 15, 22, AND 27, T25N-R54E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 660' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 280-2025

APPLICANT REQUESTS THAT BOARD ORDER 259-2006 PERTAINING TO SECTION 15, T25N-R54E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE VAIRA 11X-15 WELL.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 130-2005 PERTAINING TO SECTION 22, T25N-R54E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE HOEFLE 1-22H AND HOEFLE 2-22H WELLS.

APPLICANT FURTHER REQUESTS THAT STATEWIDE SPACING UNIT PERTAINING TO THE SE $\frac{1}{4}$ SECTION 27, T25N-R54E BE AMENDED TO CLARIFY THAT SAID SPACING UNIT IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE BN 9-27 WELL.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 61-2025 THAT DESIGNATED AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTION 27, T25N-R54E.

APPLICANT FURTHER REQUESTS TO AMEND BOARD ORDER 62-2025 TO ELIMINATE THE AUTHORIZATION FOR AN INCREASED DENSITY WELL IN THE SPACING UNIT COMPRISED OF ALL OF SECTION 15, T25N-R54E.

Docket No. 402-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Dave Pearson, vice president of land, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).

3. Section 15, T25N-R54E, was designated a permanent spacing unit by Order 259-2006. Section 22, T25N-R54E was designated a permanent spacing unit by Order 129-2005, and Bakken/Three Forks interests within the spacing unit were pooled by Order 130-2005. The SE¼ of Section 27, T25N-R54E, was designated a spacing unit under statewide spacing rules.

4. MorningStar is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Vaira 11X-15, Hoefle 1-22H, and Hoefle 2-22H wells. Genesis ST Operating LLC is the operator of the BN 9-27 well.

5. No protest to the application of MorningStar was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 15, 22, and 27, T25N-R54E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 259-2006 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Vaira 11X-15 well; the pooling order established by Board Order 130-2005 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Hoefle 1-22H and Hoefle 2-22H wells; and the statewide spacing unit pertaining to the SE¼ of Section 27, T25N-R54E is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of BN 9-27 well.

IT WAS FURTHER ORDERED that Board Order 61-2025 is hereby vacated.

IT WAS FURTHER ORDERED that Board Order 62-2025 is amended to eliminate the authorization for an increased density well in the spacing unit comprised of all of Section 15, T25N-R54E.

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

BOARD ORDER NO. 280-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 15, 16, 21, 22, 27, AND 28, T25N-R54E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTIONS 15, 22, AND 27 AND SECTIONS 16, 21, AND 28, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING SPACING UNIT LOCATED OUTSIDE OF THE OVERLAPPING TEMPORARY SPACING UNIT BOUNDARY. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 281-2025

Docket No. 403-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Dave Pearson, vice president of land, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.
4. No protest to the application of MorningStar was made.
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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 15, 16, 21, 22, 27, and 28, T25N-R54E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the north-south common boundary between Sections 15, 22, and 27 and Sections 16, 21, and 28, but not closer than 200' (heel/toe setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTION 36, T25N-R55E AND ALL OF SECTIONS 5 AND 8, T24N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 660' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 285-2025

APPLICANT REQUESTS THAT BOARD ORDER 487-2005 PERTAINING TO SECTION 36, T25N-R55E AND SECTION 31, T25N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE RICHLAND STATE 11X-31 WELL.

APPLICANT REQUESTS THAT BOARD ORDER 45-2004 PERTAINING TO SECTIONS 5 AND 8, T24N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE BR 33X-5 WELL AND THAT ORDER 77-2008 THAT AUTHORIZED AN ADDITIONAL WELL IN THAT SPACING UNIT BE VACATED.

Docket No. 405-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Dave Pearson, vice president of land, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. Section 36, T25N-R55E and Section 31, T25N-R56E, was designated a permanent spacing unit by Order 487-2005. Sections 5 and 8, T24N-R56E, was designated a permanent spacing unit by Order 45-2004
4. MorningStar is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Richland State 11X-31 and BR 33X-5 wells.

BOARD ORDER NO. 285-2025

5. No protest to the application of MorningStar was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Section 36, T25N-R55E and all of Sections 5 and 8, T24N-R56E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 487-2005 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Richland State 11X-31 well; and the spacing order established by Board Order 45-2004 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of BR 33X-5 well.

IT WAS FURTHER ORDERED that Board Order 77-2008 is hereby vacated.

BOARD ORDER NO. 285-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO AUTHORIZE THE DRILLING OF AN ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTION 36, T25N-R55E AND ALL OF SECTIONS 5 AND 8, T24N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 660' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

ORDER 286-2025

Docket No. 406-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Dave Pearson, vice president of land, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. The lands described in the caption was designated an overlapping temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 285-2025.
4. Evidence presented at the time of the hearing supports the drilling of an additional horizontal Bakken/Three Forks interval well in Section 36, T25N-R55E and Sections 5 and 8, T24N-R56E, Richland County, Montana.
5. No protest to the application of MorningStar was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that an additional horizontal Bakken/Three Forks Formation well is authorized to be drilled in the overlapping temporary spacing unit comprised of all of Section 36, T25N-R55E and all of Sections 5 and 8, T24N-R56E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the boundaries thereof.

BOARD ORDER NO. 286-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTION 31, T25N-R56E AND ALL OF SECTIONS 4 AND 9, T24N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 660' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 287-2025

APPLICANT REQUESTS THAT BOARD ORDER 487-2005 PERTAINING TO SECTION 36, T25N-R55E AND SECTION 31, T25N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE RICHLAND STATE 11X-31 WELL.

APPLICANT REQUESTS THAT BOARD ORDER 169-2004 PERTAINING TO SECTIONS 4 AND 9, T24N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE JOHNSON 34X-9 WELL AND THAT ORDER 105-2008 THAT AUTHORIZED AN ADDITIONAL WELL IN THAT SPACING UNIT BE VACATED.

Docket No. 407-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Uriah Price, attorney, Dave Pearson, vice president of land, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).

3. Section 36, T25N-R55E and Section 31, T25N-R56E, was designated a permanent spacing unit by Order 487-2005. Sections 4 and 9, T24N-R56E, was designated a permanent spacing unit by Order 169-2004.

4. MorningStar is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Richland State 11X-31 and Johnson 34X-9 wells.

BOARD ORDER NO. 287-2025

5. No protest to the application of MorningStar was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Section 31, T25N-R56E and all of Sections 4 and 9, T24N-R56E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 487-2005 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Richland State 11X-31 well; and the spacing order established by Board Order 169-2004 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Johnson 34X-9 well.

IT WAS FURTHER ORDERED that Board Order 105-2008 is hereby vacated.

BOARD ORDER NO. 287-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO
DESIGNATE A PERMANENT SPACING UNIT COMPRISED OF ALL
OF SECTIONS 5, 6, 7, AND 8, T23N-R57E, RICHLAND COUNTY,
MONTANA, FOR THE PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN/THREE FORKS FORMATION
WITH RESPECT TO THE LOGAN ROY 7-6-1H WELL.

ORDER 288-2025

Docket No. 409-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Caylee Hicks, senior landman, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. The lands described in the caption was designated an overlapping temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 46-2025. Applicant has completed the Logan Roy 7-6-1H well as a producing well.
4. No protest to the application of MorningStar was made.
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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 5, 6, 7, and 8, T23N-R57E, Richland County, Montana, is designated a permanent spacing unit for production of oil and associated natural gas from the Bakken/Three Forks Formation.

IT WAS FURTHER ORDERED that the Logan Roy 7-6-1H well is the authorized well for said permanent spacing unit.

BOARD ORDER NO. 288-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO
POOL ALL INTERESTS IN THE PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 5, 6, 7, AND 8, T23N-R57E,
RICHLAND COUNTY, MONTANA, FOR THE PRODUCTION OF OIL
AND ASSOCIATED NATURAL GAS FROM THE BAKKEN/THREE
FORKS FORMATION WITH RESPECT TO THE LOGAN ROY 7-6-1H
WELL.

ORDER 289-2025

Docket No. 410-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Caylee Hicks, senior landman, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. Applicant is an interest owner and operator in the spacing unit identified in the caption as established by Montana Board of Oil and Gas Conservation Order 288-2025.
4. No protest to the application of MorningStar was made.
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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-202, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all interests in the permanent spacing unit comprised of all of Sections 5, 6, 7, and 8, 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/Three Forks Formation.

BOARD ORDER NO. 289-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 18, 19, 30, AND 31, T29N-R57E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 332-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 235-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 30 AND 31, T29N-R57E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 113-2025 THAT DESIGNATED AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 6, 7, AND 18, T29N-R57E AND THAT ORDER 114-2025 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

Docket No. 411-2025

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 18, 19, 30, AND 31, T29N-R57E, ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

Docket No. 412-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

BOARD ORDER NO. 332-2025

2. Dockets 411-2025 to 414-2025 were consolidated for the hearing.
3. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
4. On April 10, 2025, the Board issued Order 113-2025 establishing the overlapping temporary spacing unit comprised of all of Sections 6, 7, and 18, T29N-R57E, Roosevelt County, Montana and Order 114-2025 approving increased well density within that unit, both at the request of Black Dog Operating, LLC (Black Dog). Order 113-2025 authorizes the overlapping temporary spacing unit for a one-year period and provides that the designation expires by its own terms unless operations for the drilling of a well are commenced within one year of the date of the order. Phoenix now requests that the orders be vacated without a letter of support or concurrence from Black Dog.
5. During the hearing, Board members discussed that Order 113-2025 remains in effect for a defined one-year period based on its express terms, and, in light of that discussion, the Board requested that Phoenix provide a written letter of support or concurrence from Black Dog as a condition of approving the requests in Dockets 411 and 412-2025.
6. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 411-2025 and 412-2025 are continued until the February 12, 2026, public hearing.

IT WAS FURTHER ORDERED that the dockets can be administratively approved if Phoenix provides a letter of support from Black Dog.

BOARD ORDER NO. 332-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 17, 20, 29, AND 32, T29N-R57E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 333-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 234-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 29 AND 32, T29N-R57E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 111-2025 AND 4-2025 FED THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 5, 8, AND 17, T29N-R57E AND THAT ORDER 112-2025 AND 19-2025 FED THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

Docket No. 413-2025 / 9-2026 FED

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 17, 20, 29, AND 32, T29N-R57E, ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

Docket No. 414-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

BOARD ORDER NO. 333-2025

2. Dockets 411-2025 to 414-2025 were consolidated for the hearing.
3. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
4. On April 10, 2025, the Board issued Order 111-2025 establishing the overlapping temporary spacing unit comprised of all of Sections 5, 8, and 17, T29N-R57E, Roosevelt County, Montana and Order 112-2025 approving increased well density within that unit, both at the request of Black Dog Operating, LLC (Black Dog). Order 111-2025 authorizes the overlapping temporary spacing unit for a one-year period and provides that the designation expires by its own terms unless operations for the drilling of a well are commenced within one year of the date of the order. Phoenix now requests that the orders be vacated without a letter of support or concurrence from Black Dog.
5. During the hearing, Board members discussed that Order 111-2025 remains in effect for a defined one-year period based on its express terms, and, in light of that discussion, the Board requested that Phoenix provide a written letter of support or concurrence from Black Dog as a condition of approving the requests in Dockets 413 and 414-2025.
6. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 413-2025 and 414-2025 is continued until the February 12, 2026, public hearing.

IT WAS FURTHER ORDERED that the dockets can be administratively approved if Phoenix provides a letter of support from Black Dog.

BOARD ORDER NO. 333-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 16, 21, 28, AND 33, T28N-R56E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 322-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 30-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 28 AND 33, T28N-R56E AND THAT ORDER 340-2011 THAT AMENDED THE SETBACKS IN THAT SPACING UNIT BE VACATED.

Docket No. 421-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Dockets 312, 313, 421, and 422-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units and increased well-density requests involving overlapping lands.
3. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).
4. Kraken testified that its proposed temporary spacing unit and development configuration were intended to align with previously approved spacing units in the area and to avoid stranding acreage due to township offsets and existing legacy wells. Kraken testified that it holds approximately 46% working interest in the proposed spacing unit and has the support of other working interest owners.

BOARD ORDER NO. 322-2025

5. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix). Phoenix appeared and testified in opposition to Kraken's application and in support of its own competing applications in Dockets 421-2025 and 422-2025.

6. Phoenix testified that its proposed spacing configuration is intended to avoid stranded acreage and allow timely development of its leasehold interests. Phoenix testified that it owns approximately 70% of the working interest in its proposed spacing unit and has submitted drilling permits for the area and further testified that it prefers a four-mile stand-up development pattern, asserting that such configuration better protects correlative rights.

7. The Board discussed the competing development proposals, including lay-down versus stand-up well configurations, relative working-interest ownership, township offsets, legacy wells, and the absence of direct offset production data for four-mile wells in the immediate area. The Board further discussed that approval of one spacing application would necessarily preclude approval of the competing application.

8. After consideration of the testimony and exhibits, the Board determined that Phoenix's proposed spacing configuration is more appropriate under the circumstances than Kraken's competing application.

9. 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.

Conclusions of Law

The Board concludes that Phoenix demonstrated that the requirements of § 82-11-201, MCA have been met and that denial of Kraken's competing applications is warranted.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 16, 21, 28, and 33, T28N-R56E, Roosevelt County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 30-2011 and 340-2011 hereby vacated.

BOARD ORDER NO. 322-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

I dissent

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 16, 21, 28, AND 33, T28N-R56E, ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 323-2025

Docket No. 422-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
3. Applicant's development plans for the area, including the proposed spacing unit layout, were discussed in detail under Dockets 312-2025 and 421-2025.
4. Kraken Oil & Gas LLC protested the application of Phoenix on the same basis and with the same evidence and testimony presented in Dockets 312-2025 and 421-2025.
5. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 324-2025.
6. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 16, 21, 28, and 33, T28N-R56E, Roosevelt County, Montana.
7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 323-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 16, 21, 28, and 33, T28N-R56E, Roosevelt County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

I dissent

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 6, 7, 18, AND 19, T27N-R56E, RICHLAND AND ROOSEVELT COUNTIES, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 328-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 119-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 6 AND 7, T27N-R56E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 55-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 18 AND 19, T27N-R56E.

Docket No. 425-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
3. No protest to the application of Phoenix was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 6, 7, 18, and 19, T27N-R56E, Richland and Roosevelt Counties, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 119-2011 and 55-2011 is hereby vacated.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 6, 7, 18, AND 19, T27N-R56E, RICHLAND AND ROOSEVELT COUNTIES, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 329-2025

Docket No. 426-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 330-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 6, 7, 18, and 19, T27N-R56E, Richland and Roosevelt Counties, Montana.
5. No protest to the application of Phoenix was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 6, 7, 18, and 19, T27N-R56E, Richland and Roosevelt Counties, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 17, 20, 29, AND 32, T26N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 326-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 202-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 17 AND 20, T26N-R56E, AND BOARD ORDER 166-2011, INSOFAR AS IT RELATES TO SECTIONS 17 AND 20, THAT ADJUSTED THE SETBACKS IN THAT SPACING UNIT BE VACATED.

Docket No. 433-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
3. No protest to the application of Phoenix was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 17, 20, 29, and 32, T26N-R56E, Richland County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 202-2010 is hereby vacated.

IT WAS FURTHER ORDERED that Board Order 166-2011 is hereby vacated insofar as it relates to all of Sections 17 and 20, T26N-R56E.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 17, 20, 29, AND 32, T26N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 327-2025

Docket No. 434-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 328-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 17, 20, 29, and 32, T26N-R56E, Richland County, Montana.
5. No protest to the application of Phoenix was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 17, 20, 29, and 32, T26N-R56E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3 AND 10, T25N-R56E, AND ALL OF SECTIONS 27 AND 34, T26N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 315-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 49-2025 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, AND 15, T25N-R56E.

Docket No. 435-2025

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3 AND 10, T25N-R56E, AND ALL OF SECTIONS 27 AND 34, T26N-R56E RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

Docket No. 436-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

BOARD ORDER NO. 315-2025

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

BOARD ORDER NO. 315-2025

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 435-2025 and 436-2025 are continued until the February 12, 2026, public hearing.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 2 AND 11, T25N-R56E, AND ALL OF SECTIONS 26 AND 35, T26N-R56E RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 316-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 48-2025 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 2, 11, AND 14, T25N-R56E.

Docket No. 437-2025

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 2 AND 11, T25N-R56E, AND ALL OF SECTIONS 26 AND 35, T26N-R56E RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

Docket No. 438-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

BOARD ORDER NO. 316-2025

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

BOARD ORDER NO. 316-2025

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 437-2025 and 438-2025 are continued until the February 12, 2026, public hearing.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 1 AND 12, T25N-R56E, AND ALL OF SECTIONS 25 AND 36, T26N-R56E RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 317-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 47-2025 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 1, 12, AND 13, T25N-R56E.

Docket No. 439-2025

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 1 AND 12, T25N-R56E, AND ALL OF SECTIONS 25 AND 36, T26N-R56E RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

Docket No. 440-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

BOARD ORDER NO. 317-2025

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

BOARD ORDER NO. 317-2025

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 439-2025 and 440-2025 are continued until the February 12, 2026, public hearing.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO
CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTIONS 5 AND 8, T25N-R57E, RICHLAND COUNTY, MONTANA,
TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION
WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT
CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL
SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF,
PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID
WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF
THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY
FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL
WELL COMPLETION.

ORDER 330-2025

Docket No. 441-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
3. No protest to the application of Phoenix was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 5 and 8, T25N-R57E, Richland County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 5 AND 8, T25N-R57E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 331-2025

Docket No. 442-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 332-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 5 and 8, T25N-R57E, Richland County, Montana.
5. No protest to the application of Phoenix was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 331-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 5 and 8, T25N-R57E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, 15, 22, AND 27, T24N-R58E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 307-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 151-2003 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3 AND 10, T24N-R58E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 93-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 27 AND 34, T24N-R58E, AND THAT ORDER 163-2012 THAT AMENDED THE SETBACKS IN THAT SPACING UNIT BE VACATED.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 157-2024 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, 15, AND 22, T24N-R58E, AND THAT ORDER 158-2024 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

Docket No. 445-2025

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3, 10, 15, 22, AND 27, T24N-R58E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

Docket No. 446-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, and Mark Johnson, executive vice president of land, regulatory, and HSE, appeared on behalf of Phoenix Operating LLC (Phoenix).

3. On December 5, 2024, the Board issued Order 157-2024 establishing the temporary spacing unit comprised of all of Sections 3, 10, 15, and 22, T24N-R58E, and Order 158-2024 approving increased well density within that unit at the request of Kraken Oil & Gas LLC (Kraken). The orders expressly required commencement of operations within one year of issuance. Kraken satisfied this requirement by commencing operations for the drilling of a well prior to the expiration date.

4. Phoenix's application requests to vacate the temporary spacing unit and increased well density authorized by Orders 157-2024 and 158-2024.

5. The evidence establishes that operations for drilling of a well were timely commenced within the temporary spacing unit authorized by Order 157-2024. Once operations commenced in accordance with that order, the temporary spacing unit became operative, and the Board could not vacate the order without disrupting ongoing drilling operations authorized thereunder.

6. 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.

Conclusions of Law

The Board concludes because operations for the drilling of a well commenced in accordance with Orders 157-2024 and 158-2024, the temporary spacing unit became operative, and the Board lacks authority to vacate or amend those orders in a manner that would disrupt authorized drilling operations. The applications in Dockets 445-2025 and 446-2025 must therefore be denied.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 445-2025 and 446-2025 are denied.

BOARD ORDER NO. 307-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 4, 9, 16, 21, AND 28, T24N-R58E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 308-2025

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 159-2024 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 4, 9, 16, AND 21, T24N-R58E AND THAT ORDER 160-2024 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

Docket No. 449-2025

UPON THE APPLICATION OF PHOENIX OPERATING LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 4, 9, 16, 21, AND 28, T24N-R58E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

Docket No. 450-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, and Mark Johnson, executive vice president of land, regulatory, and HSE, appeared on behalf of Phoenix Operating LLC (Phoenix).

BOARD ORDER NO. 308-2025

3. On December 5, 2024, the Board issued Order 159-2024 establishing the temporary spacing unit comprised of all of Sections 3, 10, 15, and 22, T24N-R58E, and Order 160-2024 approving increased well density within that unit at the request of Kraken Oil & Gas LLC (Kraken). The orders expressly required commencement of operations within one year of issuance. Kraken satisfied this requirement by commencing operations for the drilling of a well prior to the expiration date.

4. Phoenix's application requests to vacate the temporary spacing unit and increased well density authorized by Orders 159-2024 and 160-2024.

5. The evidence establishes that operations for drilling of a well were timely commenced within the temporary spacing unit authorized by Order 159-2024. Once operations commenced in accordance with that order, the temporary spacing unit became operative, and the Board could not vacate the order without disrupting ongoing drilling operations authorized thereunder.

6. 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.

Conclusions of Law

The Board concludes because operations for the drilling of a well commenced in accordance with Orders 159-2024 and 160-2024, the temporary spacing unit became operative, and the Board lacks authority to vacate or amend those orders in a manner that would disrupt authorized drilling operations. The applications in Dockets 449-2025 and 450-2025 must therefore be denied.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 449-2025 and 450-2025 are denied.

BOARD ORDER NO. 308-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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 ALL OF
SECTIONS 3, 10, 15, AND 22, T28N-R55E, ROOSEVELT COUNTY,
MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS
FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT
BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500'
(LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES
THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF
SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE
OF THE ORDER ISSUED BY THE BOARD. THE TEMPORARY
SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE
PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY
FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL
WELL COMPLETION.

ORDER 335-2025

Docket No. 452-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Dockets 452-2025 to 459-2025 were consolidated for hearing since the applications and protests pertained to temporary spacing units and increased well-density requests affecting the same area.
3. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
4. Continental Resources testified that the proposed temporary spacing units were designed as an on-pattern block development consistent with previously approved spacing units in the area. Continental Resources testified that the proposed configuration was intended to promote orderly development, prevent waste, and provide regulatory certainty to support future leasing and development activities. Continental Resources further testified regarding its working-interest ownership within the proposed spacing units, which varies among the units.
5. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix Operating LLC (Phoenix) in opposition to certain applications filed by Continental Resources in the grouped dockets.

BOARD ORDER NO. 335-2025

6. Phoenix testified that Continental Resources holds a minority working interest in portions of the proposed spacing units and that Phoenix holds a larger working interest in an alternative spacing configuration Phoenix intends to pursue. Phoenix asserted that approval of the proposed spacing units could impair correlative rights and requested that the Board continue or deny the applications to allow consideration of alternative proposals.

7. The Board discussed the proposed block development configuration, the on-pattern nature of the spacing units, relative working-interest ownership, the absence of competing spacing applications before the Board, and the fragmented nature of mineral ownership in the area. The Board further discussed whether speculative or unfiled alternative proposals should preclude approval of the applications.

8. After consideration of the testimony and exhibits, the Board determined that Continental Resources' proposed spacing configuration was appropriate under the circumstances presented.

9. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 3, 10, 15, and 22, T28N-R55E, Roosevelt County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation wells anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

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

BOARD ORDER NO. 335-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO
AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL
HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS
ANYWHERE WITHIN THE TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 3, 10, 15, AND 22, T28N-R55E,
ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200'
(HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE
EXTERIOR BOUNDARIES THEREOF.

ORDER 336-2025

Docket No. 453-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. Applicant's development plans for the area, including the proposed spacing unit layout, were discussed in detail under Docket 452-2025.
4. Phoenix Operating LLC protested the application of Continental Resources on the same basis and with the same evidence and testimony presented in Docket 452-2025.
5. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 337-2025.
6. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 3, 10, 15, and 22, T28N-R55E, Roosevelt County, Montana.
7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 336-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 3, 10, 15, and 22, T28N-R55E, Roosevelt County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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 ALL OF SECTIONS 1, 12, 13, AND 24, T28N-R55E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 337-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 344-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 1 AND 12, T28N-R55E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 18-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 13 AND 24, T28N-R55E.

Docket No. 454-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Dockets 452-2025 to 459-2025 were consolidated for hearing since the applications and protests pertained to temporary spacing units and increased well-density requests affecting the same area.
3. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
4. Continental Resources testified that the proposed temporary spacing units were designed as an on-pattern block development consistent with previously approved spacing units in the area. Continental Resources testified that the proposed configuration was intended to promote orderly development, prevent waste, and provide regulatory certainty to support future leasing and development activities. Continental Resources further testified regarding its working-interest ownership within the proposed spacing units, which varies among the units.

BOARD ORDER NO. 337-2025

5. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix Operating LLC (Phoenix) in opposition to certain applications filed by Continental Resources in the grouped dockets.

6. Phoenix testified that Continental Resources holds a minority working interest in portions of the proposed spacing units and that Phoenix holds a larger working interest in an alternative spacing configuration Phoenix intends to pursue. Phoenix asserted that approval of the proposed spacing units could impair correlative rights and requested that the Board continue or deny the applications to allow consideration of alternative proposals.

7. The Board discussed the proposed block development configuration, the on-pattern nature of the spacing units, relative working-interest ownership, the absence of competing spacing applications before the Board, and the fragmented nature of mineral ownership in the area. The Board further discussed whether speculative or unfilled alternative proposals should preclude approval of the applications.

8. After consideration of the testimony and exhibits, the Board determined that Continental Resources' proposed spacing configuration was appropriate under the circumstances presented.

9. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 1, 12, 13, and 24, T28N-R55E, Roosevelt County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation wells anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Orders 344-2011 and 18-2010 are hereby vacated.

BOARD ORDER NO. 337-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO
AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL
HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS
ANYWHERE WITHIN THE TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 1, 12, 13, AND 24, T28N-R55E,
ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200'
(HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE
EXTERIOR BOUNDARIES THEREOF.

ORDER 338-2025

Docket No. 455-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. Applicant's development plans for the area, including the proposed spacing unit layout, were discussed in detail under Docket 454-2025.
4. Phoenix Operating LLC protested the application of Continental Resources on the same basis and with the same evidence and testimony presented in Docket 454-2025.
5. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 339-2025.
6. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 1, 12, 13, and 24, T28N-R55E, Roosevelt County, Montana.
7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 338-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 1, 12, 13, and 24, T28N-R55E, Roosevelt County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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 ALL OF SECTIONS 2, 11, 14, AND 23, T28N-R55E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 339-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 61-2010 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 14 AND 23, T28N-R55E.

Docket No. 456-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 452-2025 to 459-2025 were consolidated for hearing since the applications and protests pertained to temporary spacing units and increased well-density requests affecting the same area.

3. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).

4. Continental Resources testified that the proposed temporary spacing units were designed as an on-pattern block development consistent with previously approved spacing units in the area. Continental Resources testified that the proposed configuration was intended to promote orderly development, prevent waste, and provide regulatory certainty to support future leasing and development activities. Continental Resources further testified regarding its working-interest ownership within the proposed spacing units, which varies among the units.

BOARD ORDER NO. 339-2025

5. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix Operating LLC (Phoenix) in opposition to certain applications filed by Continental Resources in the grouped dockets.

6. Phoenix testified that Continental Resources holds a minority working interest in portions of the proposed spacing units and that Phoenix holds a larger working interest in an alternative spacing configuration Phoenix intends to pursue. Phoenix asserted that approval of the proposed spacing units could impair correlative rights and requested that the Board continue or deny the applications to allow consideration of alternative proposals.

7. The Board discussed the proposed block development configuration, the on-pattern nature of the spacing units, relative working-interest ownership, the absence of competing spacing applications before the Board, and the fragmented nature of mineral ownership in the area. The Board further discussed whether speculative or unfiled alternative proposals should preclude approval of the applications.

8. After consideration of the testimony and exhibits, the Board determined that Continental Resources' proposed spacing configuration was appropriate under the circumstances presented.

9. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 2, 11, 14, and 23, T28N-R55E, Roosevelt County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation wells anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Order 61-2010 is hereby vacated.

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

BOARD ORDER NO. 339-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO
AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL
HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS
ANYWHERE WITHIN THE TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 2, 11, 14, AND 23, T28N-R55E,
ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200'
(HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE
EXTERIOR BOUNDARIES THEREOF.

ORDER 340-2025

Docket No. 457-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. Applicant's development plans for the area, including the proposed spacing unit layout, were discussed in detail under Docket 456-2025.
4. Phoenix Operating LLC protested the application of Continental Resources on the same basis and with the same evidence and testimony presented in Docket 456-2025.
5. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 341-2025.
6. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 2, 11, 14, and 23, T28N-R55E, Roosevelt County, Montana.
7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 2, 11, 14, and 23, T28N-R55E, Roosevelt County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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 ALL OF SECTIONS 6, 7, 18, AND 19, T28N-R56E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 341-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 345-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 6 AND 7, T28N-R56E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 3-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 18 AND 19, T28N-R56E.

Docket No. 458-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Dockets 452-2025 to 459-2025 were consolidated for hearing since the applications and protests pertained to temporary spacing units and increased well-density requests affecting the same area.
3. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
4. Continental Resources testified that the proposed temporary spacing units were designed as an on-pattern block development consistent with previously approved spacing units in the area. Continental Resources testified that the proposed configuration was intended to promote orderly development, prevent waste, and provide regulatory certainty to support future leasing and development activities. Continental Resources further testified regarding its working-interest ownership within the proposed spacing units, which varies among the units.

BOARD ORDER NO. 341-2025

5. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix Operating LLC (Phoenix) in opposition to certain applications filed by Continental Resources in the grouped dockets.

6. Phoenix testified that Continental Resources holds a minority working interest in portions of the proposed spacing units and that Phoenix holds a larger working interest in an alternative spacing configuration Phoenix intends to pursue. Phoenix asserted that approval of the proposed spacing units could impair correlative rights and requested that the Board continue or deny the applications to allow consideration of alternative proposals.

7. The Board discussed the proposed block development configuration, the on-pattern nature of the spacing units, relative working-interest ownership, the absence of competing spacing applications before the Board, and the fragmented nature of mineral ownership in the area. The Board further discussed whether speculative or unfiled alternative proposals should preclude approval of the applications.

8. After consideration of the testimony and exhibits, the Board determined that Continental Resources' proposed spacing configuration was appropriate under the circumstances presented.

9. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 6, 7, 18, and 19, T28N-R56E, Roosevelt County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation wells anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that Board Orders 345-2011 and 3-2011 are hereby vacated.

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

BOARD ORDER NO. 341-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO
AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL
HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS
ANYWHERE WITHIN THE TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 6, 7, 18, AND 19, T28N-R56E,
ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200'
(HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE
EXTERIOR BOUNDARIES THEREOF.

ORDER 342-2025

Docket No. 459-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. Applicant's development plans for the area, including the proposed spacing unit layout, were discussed in detail under Docket 458-2025.
4. Phoenix Operating LLC protested the application of Continental Resources on the same basis and with the same evidence and testimony presented in Docket 458-2025.
5. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 343-2025.
6. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Section 6, 7, 18, and 19, T28N-R56E, Roosevelt County, Montana.
7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 6, 7, 18, and 19, T28N-R56E,, Roosevelt County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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 ALL OF SECTIONS 5, 8, 17, AND 20, T25N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 334-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 359-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 5 AND 8, T25N-R56E.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 116-2006 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 19 AND 20, T25N-R56E.

Docket No. 462-2025

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 5, 8, 17, AND 20, T25N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

Docket No. 463-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

BOARD ORDER NO. 334-2025

2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).

3. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix Operating LLC (Phoenix) in opposition to the applications.

4. Continental Resources testified that, at the time of filing, it held a limited working interest in the proposed spacing unit and sought approval of the spacing configuration to establish a development pattern in support of future leasing and development activities.

5. Phoenix asserted that approval of the proposed spacing unit would strand Section 29 to the south and impair Phoenix's ability to develop its leasehold interests. Phoenix testified that it owns a majority working interest in the affected area and intends to propose an alternative spacing configuration that would include Section 29.

6. The Board discussed whether approval of the proposed spacing unit could limit future development options and whether the proposed configuration adequately addressed the Board's statutory obligation to prevent waste and protect correlative rights, particularly in light of ownership interests and the potential for competing spacing proposals.

7. Based on the testimony and discussion, the Board determined that continuation of Docket 462-2025 and 463-2025 would allow further consideration of competing spacing proposals and facilitate a more orderly evaluation of development alternatives.

8. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 462-2025 and 463-2025 are continued until February 12, 2026, public hearing.

BOARD ORDER NO. 334-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO
AUTHORIZE THE DRILLING AN ADDITIONAL HORIZONTAL
BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN
THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF
SECTIONS 4, 9, 16, AND 21, T25N-R56E, RICHLAND COUNTY,
MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK)
AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES
THEREOF.

ORDER 343-2025

Docket No. 464-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 232-2025.
4. Evidence presented at the time of the hearing supports the drilling of an additional horizontal Bakken/Three Forks interval wells in Section 4, 9, 16, and 21, T25N-R56E, Richland County, Montana.
5. No protest to the application of Continental Resources was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that an additional horizontal Bakken/Three Forks Formation well is authorized to be drilled in the temporary spacing unit comprised of all of Sections 4, 9, 16, and 21, T25N-R56E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

BOARD ORDER NO. 343-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC FOR A PERMIT TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL IN SECTIONS 18, 19, 30, AND 31, T28N-R57E, ROOSEVELT COUNTY, MONTANA. PHOENIX OPERATING LLC HAS FILED PROTEST OF THIS APPLICATION IN ACCORDANCE WITH A.R.M. 36.22.601 BASED ON PUBLISHED NOTICE IN THE HELENA INDEPENDENT RECORD ON SEPTEMBER 30, 2025.

ORDER 305-2025

Docket No. 465-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Dockets 359, 465, and 466-2025 were consolidated for hearing since the applications were all protests filed by Phoenix Operating LLC (Phoenix) concerning three drilling permit applications submitted by Kraken Oil & Gas LLC (Kraken) within existing temporary spacing units in the same area.
3. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, and Mark Johnson, executive vice president of land, regulatory, and HSE, appeared on behalf of Phoenix.
4. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken in support of the drilling permit applications.
5. Phoenix testified that it owns a significant working interest in portions of the spacing unit and intends to submit its own drilling permits to fully develop the unit. Phoenix asserted that approval of Kraken's drilling permits would result in inefficient development, economic waste, and impairment of Phoenix's correlative rights because Kraken would be producing from acreage in which Phoenix holds a majority interest.
6. The Board clarified that the matter before it was a protest of specific drilling permit applications and not a request to modify or reconsider the existing temporary spacing unit, and that any testimony must be directed to whether the protested drilling permits failed to protect correlative rights, prevent waste, or comply with the approved spacing order.
7. Staff advised the Board that the protested drilling permit applications complied with the approved temporary spacing units and applicable Board rules, and that when multiple operators seek to drill within the same spacing unit, the Board's practice is to approve the first approvable drilling permit absent a valid basis for denial.
8. Kraken testified that its proposed development plan would proceed in an orderly manner based on infrastructure availability and surface considerations, and that drilling fewer wells initially would reduce surface disturbance, flaring, and unnecessary drilling of saltwater disposal wells.

BOARD ORDER NO. 305-2025

9. The Board considered Phoenix's arguments concerning correlative rights, prevention of waste, and orderly development, and determined that Phoenix had not demonstrated through testimony and exhibits that the protested drilling permit applications themselves failed to protect correlative rights, prevent waste, or comply with the approved spacing order.

10. 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.

Conclusions of Law

The Board concludes that the drilling of a well in the temporary spacing unit comprised of Sections 18, 19, 30, and 31, T28N-R57E is consistent with prior orders and with the requirements of § 82-11-201, MCA, would prevent waste, and protect correlative rights. Kraken's application for permit to drill should therefore be approved.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that staff approve Kraken's application to drill a horizontal Bakken/Three Forks Formation well in Sections 18, 19, 30, and 31, T28N-R57E, Roosevelt County, Montana.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC FOR A PERMIT TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL IN SECTIONS 13, 24, 25, AND 36, T28N-R56E, ROOSEVELT COUNTY, MONTANA. PHOENIX OPERATING LLC HAS FILED PROTEST OF THIS APPLICATION IN ACCORDANCE WITH A.R.M. 36.22.601 BASED ON PUBLISHED NOTICE IN THE HELENA INDEPENDENT RECORD ON SEPTEMBER 30, 2025.

ORDER 306-2025

Docket No. 466-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Dockets 359, 465, and 466-2025 were consolidated for hearing since the applications were all protests filed by Phoenix Operating LLC (Phoenix) concerning three drilling permit applications submitted by Kraken Oil & Gas LLC (Kraken) within existing temporary spacing units in the same area.
3. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, and Mark Johnson, executive vice president of land, regulatory, and HSE, appeared on behalf of Phoenix.
4. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken in support of the drilling permit applications.
5. Phoenix testified that it owns a significant working interest in portions of the spacing unit and intends to submit its own drilling permits to fully develop the unit. Phoenix asserted that approval of Kraken's drilling permits would result in inefficient development, economic waste, and impairment of Phoenix's correlative rights because Kraken would be producing from acreage in which Phoenix holds a majority interest.
6. The Board clarified that the matter before it was a protest of specific drilling permit applications and not a request to modify or reconsider the existing temporary spacing unit, and that any testimony must be directed to whether the protested drilling permits failed to protect correlative rights, prevent waste, or comply with the approved spacing order.
7. Staff advised the Board that the protested drilling permit applications complied with the approved temporary spacing units and applicable Board rules, and that when multiple operators seek to drill within the same spacing unit, the Board's practice is to approve the first approvable drilling permit absent a valid basis for denial.
8. Kraken testified that its proposed development plan would proceed in an orderly manner based on infrastructure availability and surface considerations, and that drilling fewer wells initially would reduce surface disturbance, flaring, and unnecessary drilling of saltwater disposal wells.

BOARD ORDER NO. 306-2025

9. The Board considered Phoenix's arguments concerning correlative rights, prevention of waste, and orderly development, and determined that Phoenix had not demonstrated through testimony and exhibits that the protested drilling permit applications themselves failed to protect correlative rights, prevent waste, or comply with the approved spacing order.

10. 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.

Conclusions of Law

The Board concludes that the drilling of a well in the temporary spacing unit comprised of Sections 13, 24, 25, and 36, T28N-R56E is consistent with prior orders and with the requirements of § 82-11-201, MCA, would prevent waste, and protect correlative rights. Kraken's application for permit to drill should therefore be approved.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that staff approve Kraken's application to drill a horizontal Bakken/Three Forks Formation well in Sections 13, 24, 25, and 36, T28N-R56E, Roosevelt County, Montana.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF HERITAGE ENERGY OPERATING, LLC FOR A PERMIT TO DRILL THE E. POFF TRUST 13-12-1 2H, E. POFF TRUST 13-12-1 3H, AND THE E. POFF TRUST 13-12-1 4H HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS IN SECTIONS 1, 12, AND 13, T25N-R56E, RICHLAND COUNTY, MONTANA. PHOENIX OPERATING LLC HAS FILED PROTEST OF THIS APPLICATION IN ACCORDANCE WITH A.R.M. 36.22.601 BASED ON PUBLISHED NOTICE IN THE SIDNEY HERALD ON NOVEMBER 1, 2025.

ORDER 314-2025

Docket No. 467-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

BOARD ORDER NO. 314-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Docket 467-2025 is continued until the February 12, 2026, public hearing.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE WY BASIN OPERATING LLC TO APPEAR AND PROVIDE A FULL UPDATE ON ITS OPERATIONS, WHICH BOARD RECORDS INDICATE INCLUDE 14 UNITIZED PRODUCING WELLS AND 18 ENHANCED OIL RECOVERY UNIT INJECTION WELLS.

ORDER 346-2025

Docket No. 468-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Joseph Soueidi, attorney, and Brent Cantalope, vice president of land, appeared on behalf of WY Basin Operating LLC (WY Basin).
3. On April 10, 2025, the Board approved a change of operator for certain producing and injection wells from D90 Energy, LLC (D90) to WY Basin, and many of those wells are located within approved enhanced oil recovery units, including the North Goose Lake, Dwyer, Flat Lake East Ratcliffe, Flat Lake West Ratcliffe, and Flat Lake Nisku Units.
4. D90 remains the designated unit operator of record for the affected units but has filed for Chapter 7 bankruptcy.
5. WY Basin testified that it does not intend to assume unit operatorship or responsibility for all wells within the units and is evaluating whether to pursue vacating or terminating the units.
6. Testimony and discussion at the hearing raised questions regarding unit-wide reporting, royalty payments, and compliance with approved unit agreements in the absence of a functioning unit operator.
7. The Board determined that it does not adjudicate private contractual disputes but has an obligation to ensure that operations and reporting comply with approved unit agreements and Board orders.
8. The Board found that additional time is necessary for WY Basin to obtain and review the applicable unit agreements, work with Board staff, and clarify the status of unit operations.
9. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

BOARD ORDER NO. 346-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that staff provide the Board an update the June 10, 2026, business meeting of WY Basin's operations.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO CREATE A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTION 36, T28N-R55E AND ALL OF SECTIONS 31, 32, AND 33, T28N-R56E, ROOSEVELT COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN TWO YEARS OF THE DATE OF THE ORDER ISSUED BY THE BOARD. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION. THE APPLICATION INDICATES THAT THE SE¼SE¼ OF SECTION 32, T28N-R56E, CONTAIN INDIAN TRUST MINERALS.

ORDER 321-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 30-2011 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 28 AND 33, T28N-R56E AND BOARD ORDER 340-2011 THAT ADJUSTED THE SETBACKS IN THAT SPACING UNIT BE VACATED.

Docket No. 312-2025 / 1-2026 FED

UPON THE APPLICATION OF KRAKEN OIL & GAS LLC TO AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTION 36, T28N-R55E AND ALL OF SECTIONS 31, 32, AND 33, T28N-R56E, ROOSEVELT COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. THE APPLICATION INDICATES THAT THE SE¼SE¼ OF SECTION 32, T28N-R56E, CONTAIN INDIAN TRUST MINERALS.

Docket No. 313-2025 / 2-2026 FED

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

BOARD ORDER NO. 321-2025

2. Dockets 312, 313, 421, and 422-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Alan White, vice president of land, and Joshua Lachner, reservoir engineer, appeared on behalf of Kraken Oil & Gas LLC (Kraken).

4. Kraken testified that its proposed temporary spacing unit and development configuration were intended to align with previously approved spacing units in the area and to avoid stranding acreage due to township offsets and existing legacy wells. Kraken testified that it holds approximately 46% working interest in the proposed spacing unit with the support of other working interest owners.

5. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared on behalf of Phoenix Operating LLC (Phoenix). Phoenix appeared and testified in opposition to Kraken's application and in support of its own competing applications in Dockets 421-2025 and 422-2025.

6. Phoenix testified that its proposed spacing configuration is intended to avoid stranded acreage and allow timely development of its leasehold interests. Phoenix testified that it owns approximately 70% of the working interest in its proposed spacing unit and has submitted drilling permits for the area and further testified that it prefers a four-mile stand-up development pattern, asserting that such configuration better protects correlative rights.

7. The Board discussed the competing development proposals, including lay-down versus stand-up well configurations, relative working-interest ownership, township offsets, legacy wells, and the absence of direct offset production data for four-mile wells in the immediate area. The Board further discussed that approval of one spacing application would necessarily preclude approval of the competing application.

8. After consideration of the testimony and exhibits, the Board determined that Phoenix's proposed spacing configuration is more appropriate under the circumstances than Kraken's competing application.

9. 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.

Conclusions of Law

The Board concludes that Phoenix demonstrated that the requirements of § 82-11-201, MCA have been met and that denial of Kraken's competing applications is warranted.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 312-2025 and 313-2025 are denied.

BOARD ORDER NO. 321-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

I dissent

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 15, 22, 27, AND 34, T26N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 318-2025

APPLICANT REQUESTS THAT BOARD ORDER 76-2012 PERTAINING TO SECTIONS 15 AND 22, T26N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE HERNESS 1-15H WELL.

Docket No. 323-2025

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO AUTHORIZE THE DRILLING OF UP TO TWO ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 15, 22, 27, AND 34, T26N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

Docket No. 324-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

BOARD ORDER NO. 318-2025

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

BOARD ORDER NO. 318-2025

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 323-2025 and 324-2025 are continued until the February 12, 2026, public hearing.

BOARD ORDER NO. 318-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 13, 24, 25, AND 36, T26N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 319-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 45-2012 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 25 AND 36, T26N-R56E.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 37-2013 PERTAINING TO SECTIONS 13 AND 24, T26N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE LEWIS 1-13H WELL AND THAT ORDER 38-2013 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

Docket No. 325-2025

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO AUTHORIZE THE DRILLING OF UP TO TWO ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 13, 24, 25, AND 36, T26N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

Docket No. 326-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

BOARD ORDER NO. 319-2025

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 325-2025 and 326-2025 are continued until the February 12, 2026, public hearing.

BOARD ORDER NO. 319-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 14, 23, 26, AND 35, T26N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 320-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 46-2012 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 26 AND 35, T26N-R56E.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 488-2013 PERTAINING TO SECTIONS 14 AND 23, T26N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE MABEL 1-14H WELL AND THAT ORDER 489-2013 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

Docket No. 327-2025

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO AUTHORIZE THE DRILLING OF UP TO TWO ADDITIONAL HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS ANYWHERE WITHIN THE OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 14, 23, 26, AND 35, T26N-R56E, RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF.

Docket No. 328-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.

2. Dockets 323 to 328, 374, 375, 384 to 386, 435 to 440, and 467-2025 were consolidated for hearing since the applications and protests pertained to related temporary spacing units, drilling permits, and increased well-density requests involving overlapping lands.

3. Uriah Price, attorney, Joshua Cornell, chief executive officer, and William Diggs, chief operating officer, appeared and testified on behalf of Heritage Energy Operating, LLC (Heritage). Heritage presented testimony and exhibits in support of its applications and in opposition to Phoenix Operating LLC's (Phoenix) applications.

4. Wendy Johnson and Amanda Jackson, attorneys, Adam Ferrari, CEO, Mark Johnson, executive vice president of land, regulatory, and HSE, and Russell (Tofer) Lewis, geologist, Eric Shivey, vice president of reservoir engineering and corporate reserves, appeared and testified on behalf of Phoenix. Phoenix presented testimony and exhibits in support of its applications, in protest of Heritage's drilling permit applications, and in opposition to the Heritage and Continental Resources, Inc (Continental Resources) applications.

5. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, Leo Lasecki and JJ Kim, reservoir engineers, appeared on behalf of Continental Resources. Continental Resources presented testimony and exhibits in support of its applications and in opposition to Phoenix's applications.

6. On February 20, 2025, the Board approved three temporary spacing units requested by Heritage for the drilling of one well in each unit. The spacing units were approved without protest and had not reached one year from the date of issuance at the time of the hearing.

7. Following approval of the temporary spacing units, Heritage filed drilling permit applications within each unit. At the time of the hearing, two of the temporary spacing units had active, unexpired drilling permits, and one temporary spacing unit included a drilling permit that had expired and for which a renewal had been requested. Heritage subsequently filed applications seeking authorization to drill additional wells within the existing temporary spacing units.

8. Phoenix timely protested the renewal of the expiring drilling permit and the additional drilling permits associated with the increased well-density requests. Phoenix also filed separate applications seeking approval of alternative temporary spacing units that overlap portions of the existing temporary spacing units issued at the request of Heritage and requested vacatur of the previously issued spacing orders for those units.

9. Staff informed the Board that a change-of-operator request had been received to transfer Heritage's interests, including the pending drilling permits in the existing temporary spacing units, to Continental Resources. The Board considered the pending operator transfer in evaluating the procedural posture of the applications and protests before it.

10. Heritage testified that it was first in time to file drilling permits within the temporary spacing units and that it had been actively pursuing development, including negotiating a transfer of operations to Continental Resources. Phoenix testified that its protest was not directed at increased well density on the merits, but at the continued control of acreage under temporary spacing units where operations had not yet commenced, and asserted that continued permitting could foreclose competing development opportunities. Phoenix further testified that it owns significant working interests in certain affected sections and seeks to develop those interests if operations are not commenced.

BOARD ORDER NO. 320-2025

11. Continental Resources testified regarding its proposed block development plan, which incorporates the existing Heritage temporary spacing units, legacy wells, and Continental Resources' proposed spacing configuration. Continental Resources opposed Phoenix's alternative spacing proposal and testified that its development plan would reduce surface disturbance, minimize setbacks, improve capital efficiency, and protect correlative rights. When the Board discussed the possibility of continuing the matter, Continental Resources opposed a continuance and requested that the Board rule on the pending applications at the hearing.

12. The Board discussed its historical practice of allowing operators a reasonable opportunity, generally one year, to commence operations within a temporary spacing unit, even where that condition is not expressly stated in the order. The Board further discussed concerns that vacating temporary spacing units with active drilling permits at the request of third parties could undermine procedural stability and invite repeated challenges to existing orders.

13. The Board considered testimony that the temporary spacing units had not yet reached one year from issuance, that active drilling permits remained in effect, and that a change of operator was pending. The Board further considered that competing spacing proposals and related issues would be more appropriately evaluated after the expiration of the one-year period following issuance of the temporary spacing units.

14. Based on the overlapping dockets, active drilling permits, pending operator transfer, and competing spacing proposals, the Board determined that continuation of the contested matters would allow a more complete and orderly consideration of the issues at a subsequent hearing.

15. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that Dockets 327-2025 and 328-2025 are continued until the February 12, 2026, public hearing.

BOARD ORDER NO. 320-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

I dissent

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 27 AND 34, T27N-R56E AND ALL OF SECTIONS 3 AND 10, T26N-R56E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE OF THE ORDER ISSUED BY THE BOARD. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 324-2025

APPLICANT REQUESTS TO VACATE BOARD ORDER 55-2006 THAT DESIGNATED A TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 3 AND 10, T26N-R56E.

APPLICANT FURTHER REQUESTS THAT BOARD ORDER 106-2013 PERTAINING TO SECTIONS 27 AND 34, T27N-R56E BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE OSBORN 1-34H WELL AND THAT ORDER 107-2013 THAT AUTHORIZED ADDITIONAL WELLS IN THAT SPACING UNIT BE VACATED.

Docket No. 329-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. Sections 27 and 34, T27N-R56E, was designated a permanent spacing unit by Order 106-2013.

BOARD ORDER NO. 324-2025

4. Continental Resources is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Osborn 1-34H well.

5. No protest to the application of Continental Resources was made.

6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 27 and 34, T27N-R56E and all of Sections 3 and 10, T26N-R56E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 106-2013 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Osborn 1-34H well.

IT WAS FURTHER ORDERED that Board Orders 55-2006 and 107-2013 are hereby vacated.

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

BOARD ORDER NO. 324-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO
AUTHORIZE THE DRILLING OF UP TO TWO ADDITIONAL
HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS
ANYWHERE WITHIN THE OVERLAPPING TEMPORARY SPACING
UNIT COMPRISED OF ALL OF SECTIONS 27 AND 34, T27N-R56E
AND ALL OF SECTIONS 3 AND 10, T26N-R56E, RICHLAND
COUNTY, MONTANA, BUT NOT CLOSER THAN 200' (HEEL/TOE
SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR
BOUNDARIES THEREOF.

ORDER 325-2025

Docket No. 330-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. The lands described in the caption was designated an overlapping temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 326-2025.
4. Evidence presented at the time of the hearing supports the drilling of two additional horizontal Bakken/Three Forks interval wells in Sections 27 and 34, T27N-R56E and Sections 3 and 10, T26N-R56E, Richland County, Montana.
5. No protest to the application of Continental Resources was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

BOARD ORDER NO. 325-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to two additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the overlapping temporary spacing unit comprised of all of Sections 27 and 34, T27N-R56E and all of Sections 3 and 10, T26N-R56E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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 ALL OF
SECTIONS 18, 19, AND 30, T26N-R58E, RICHLAND COUNTY,
MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS
FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT
BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500'
(LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES
THEREOF, PROVIDED THAT OPERATIONS FOR THE DRILLING OF
SAID WELL MUST COMMENCE WITHIN ONE YEAR OF THE DATE
OF THE ORDER ISSUED BY THE BOARD. THE OVERLAPPING
TEMPORARY SPACING UNIT SHALL BE LIMITED TO
PRODUCTION FROM THE PROPOSED HORIZONTAL WELL, AND
APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90
DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 344-2025

Docket No. 331-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. No protest to the application of Continental Resources was made.
4. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 18, 19, and 30, T26N-R58E, Richland County, Montana, is designated a temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the exterior boundaries thereof, provided that operations for the drilling of said well be commenced within one year of the date of this order.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF CONTINENTAL RESOURCES INC TO
AUTHORIZE THE DRILLING OF UP TO THREE ADDITIONAL
HORIZONTAL BAKKEN/THREE FORKS FORMATION WELLS
ANYWHERE WITHIN THE TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 18, 19, AND 30, T26N-R58E,
RICHLAND COUNTY, MONTANA, BUT NOT CLOSER THAN 200'
(HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE
EXTERIOR BOUNDARIES THEREOF.

ORDER 345-2025

Docket No. 332-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, Blaine Dutchik, senior landman, Jenny Blake, senior geologist, JJ Kim, reservoir engineer, appeared on behalf of Continental Resources, Inc (Continental Resources).
3. The lands described in the caption was designated a temporary spacing unit for production from the Bakken/Three Forks interval by Montana Board of Oil and Gas Conservation Order 346-2025.
4. Evidence presented at the time of the hearing supports the drilling of three additional horizontal Bakken/Three Forks interval wells in Sections 18, 19, and 30, T26N-R58E, Richland County, Montana.
5. No protest to the application of Continental Resources was made.
6. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that up to three additional horizontal Bakken/Three Forks Formation wells are authorized to be drilled in the temporary spacing unit comprised of all of Sections 18, 19, and 30, T26N-R58E, Richland County, Montana, said wells to be located anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 500' (lateral setback) to the boundaries thereof.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF SECTION 36, T26N-R52E AND SECTIONS 1 AND 12, T25N-R52E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL ANYWHERE WITHIN SAID SPACING UNIT BUT NOT CLOSER THAN 200' (HEEL/TOE SETBACK) AND 500' (LATERAL SETBACK) TO THE EXTERIOR BOUNDARIES THEREOF. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 290-2025

APPLICANT REQUESTS THAT BOARD ORDER 303-2005 PERTAINING TO SECTION 36, T26N-R52E AND SECTION 1, T25N-R52E, BE AMENDED TO CLARIFY THAT SAID ORDER IS LIMITED TO OIL AND ASSOCIATED NATURAL GAS PRODUCED FROM THE BAKKEN/THREE FORKS FORMATION FROM THE BROWN STATE 41X-36 AND EDEBURN STATE 44X-36 WELLS.

APPLICANT FURTHER REQUESTS TO VACATE BOARD ORDER 12-2005 THAT DESIGNATED A PERMANENT SPACING UNIT COMPRISED OF ALL OF SECTION 12, T25N-R52E.

Docket No. 344-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Dave Pearson, vice president of land, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. Section 36, T26N-R52E and Section 1, T25N-R52E, was designated a permanent spacing unit by Order 303-2005.
4. At the time of the hearing, the applicant agreed to a 660-foot lateral setback, consistent with the setback requirements of previously approved spacing units in the area.
5. MorningStar is the majority working interest owner in the proposed overlapping temporary spacing unit and the operator of the Brown State 41X-36 and Edeburn State 44X-36 wells.

BOARD ORDER NO. 290-2025

6. No protest to the application of MorningStar was made.

7. 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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Section 36, T26N-R52E and Sections 1 and 12, T25N-R52E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well from anywhere within said spacing unit but not closer than 200' (heel/toe setback) and 660' (lateral setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that the spacing order established by Board Order 303-2005 is limited to only oil and associated natural gas produced from the Bakken/Three Forks Formation through the wellbore of Brown State 41X-36 and Edeburn State 44X-36 wells.

IT WAS FURTHER ORDERED that Board Order 12-2005 is hereby vacated.

BOARD ORDER NO. 290-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF MORNINGSTAR OPERATING LLC TO CREATE AN OVERLAPPING TEMPORARY SPACING UNIT COMPRISED OF ALL OF SECTIONS 35 AND 36, T26N-R52E AND ALL OF SECTIONS 1, 2, 11, AND 12, T25N-R52E, RICHLAND COUNTY, MONTANA, TO DRILL A HORIZONTAL BAKKEN/THREE FORKS FORMATION WELL AT A LOCATION PROXIMATE TO THE COMMON BOUNDARY BETWEEN SECTION 35, T26N-R52E, 2 AND 11, T25N-R52E AND SECTION 36, T26N-R52E, 1 AND 12, T25N-R52E, WITH A 200' HEEL/TOE SETBACK TO THE EXTERIOR BOUNDARIES THEREOF. THE OVERLAPPING TEMPORARY SPACING UNIT SHALL BE LIMITED TO PRODUCTION FROM THE PROPOSED HORIZONTAL WELL WITH NO ALLOCATION TO PORTIONS OF ANY EXISTING PERMANENT SPACING UNIT LOCATED OUTSIDE OF THE PROPOSED OVERLAPPING TEMPORARY SPACING UNIT BOUNDARIES. APPLICANT WILL APPLY FOR PERMANENT SPACING WITHIN 90 DAYS OF SUCCESSFUL WELL COMPLETION.

ORDER 291-2025

Docket No. 345-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. 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, 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 an opportunity to present evidence, oral and documentary.
2. Uriah Price, attorney, Dave Pearson, vice president of land, Erin Donovan, manager of geology, and Brandon Neely, vice president of assets, appeared on behalf of MorningStar Operating LLC (MorningStar).
3. The proposed overlapping spacing unit encompasses all or portions of previously established spacing units. The Board finds that authorization of this overlapping unit is necessary to allow efficient development, prevent waste, and protect correlative rights because current setback requirements prevent the recovery of hydrocarbons along the common boundaries of the existing spacing units.
4. No protest to the application of MorningStar was made.
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.

Conclusions of Law

The Board concludes that the applicant demonstrated the requirements of § 82-11-201, MCA have been met.

Order

IT WAS THEREFORE ORDERED by the Board at the December 11, 2025, hearing that all of Sections 35 and 36, T26N-R52E and all of Sections 1, 2, 11, and 12, T25N-R52E, Richland County, Montana, is designated an overlapping temporary spacing unit to drill a horizontal Bakken/Three Forks Formation well at a location proximate to the north-south common boundary between Section 35, T26N-R52E, 2 and 11, T25N-R52E and Section 36, T26N-R52E, 1 and 12, T25N-R52E but not closer than 200' (heel/toe setback) to the exterior boundaries thereof.

IT WAS FURTHER ORDERED that applicant must apply for permanent spacing within 90 days of successful well completion.

IT WAS FURTHER ORDERED that a federal communitization agreement for spacing units that contain both federal and non-federal land must 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 11th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE APPLICATION OF SIEGE ENVIRONMENTAL SERVICES LLC, FOR AN ORDER REMOVING BLACK GOLD ENERGY RESOURCE DEVELOPMENT LLC AS THE RECOGNIZED OPERATOR OF THE INDIAN MOUND 1 COMMERCIAL DISPOSAL WELL, API # 25-083-21377, LOCATED IN THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 15, T23N-R55E, RICHLAND COUNTY, MONTANA, AND SUBSTITUTING AND RECOGNIZING SIEGE ENVIRONMENTAL SERVICES LLC AS THE OPERATOR OF SAID WELL AND ASSOCIATED PIT.

ORDER 356-2025

Docket No. 353-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. Scotti Gray, attorney, and Sean Morton, president, appeared on behalf of Siege Environmental Services LLC (Siege).
3. Don Lee, attorney, and Chris Blount, president, appeared on behalf of Black Gold Energy Resource Development LLC (Black Gold) to protest the transfer.
4. The application involved a request to transfer plugging, reclamation, and reporting responsibility for the Indian Mound 1 commercial disposal well from Black Gold to Siege.
5. Siege provided sufficient evidence that it has the legal authority to operate the well and inject into the wellbore.
- 6 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

BOARD ORDER NO. 356-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that staff is authorized to proceed with administrative review and approval of the change of operator request for the Indian Mound 1 commercial disposal well, API # 25-083-21377, as submitted by Siege.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE BLUEBIRD ENERGY, LLC TO APPEAR AND SHOW-CAUSE, IF ANY IT HAS, WHY ADDITIONAL PENALTIES SHOULD NOT BE ASSESSED FOR FAILURE TO REMEDY THE PIT VIOLATIONS AT THE FLYING MONKEY 1H WELL.

ORDER 347-2025

Docket No. 469-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.

2. Darin Johnson, attorney, and Carter Stewart, managing member, appeared on behalf of Bluebird Energy, LLC (Bluebird Energy).

3. At the time of hearing, Bluebird Energy testified that all outstanding field compliance issues at the Flying Monkey 1H well had been remedied. However, the evidence submitted into the record demonstrates that the netting is currently submerged in fluid and is not properly suspended above the fluid.

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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that Docket 472-2025 is continued until the February 12, 2026, public hearing.

IT WAS FURTHER ORDERED that Board staff has the authority to dismiss the docket if compliance is achieved and confirmed by inspection

BOARD ORDER NO. 347-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE BRAINSTORM ENERGY, INC TO APPEAR AND SHOW CAUSE, IF ANY IT HAS, WHY IT SHOULD NOT BE ASSESSED ADDITIONAL PENALTIES FOR FAILURE TO COMPLETE PLUGGING AND ABANDONMENT OPERATIONS IN ACCORDANCE WITH THE SUNDRY NOTICE CONDITIONS OF APPROVAL ON THE GOEDDERTZ 12, API # 25-101-06080, GOEDDERTZ 18, API # 25-101-06087, AND GOEDDERTZ 21, API # 25-101-10187, WELLS, AS REQUIRED BY ADMINISTRATIVE ORDER 11-A-2025.

ORDER 348-2025

Docket No. 470-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. Don Lee, attorney, appeared on behalf of Brainstorm Energy, Inc (Brainstorm).
3. As detailed in Administrative Order 11-A-2025, Brainstorm did not follow the Conditions of Approval (COA) detailed on the Sundry Notices for Goeddertz 12, Goeddertz 18, and Goeddertz 21 wells that required notification to the field inspector at least 24 hours in advance of the start of plugging operations. Brainstorm commenced plugging operations without notification to the field inspector.
4. Brainstorm had issues with plugging the wells and the three wells remain unplugged.
5. 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.

Conclusions of Law

The Board concludes that the respondent has not demonstrated that the requirements of Title 82, Chapter 11, MCA and ARM 36.22.101, et seq. have been met.

BOARD ORDER NO. 348-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that Brainstorm must plug and abandon its Goeddertz 12, Goeddertz 18, and Goeddertz 21 wells in Toole County, Montana by March 5, 2026, hearing application deadline.

IT WAS FURTHER ORDERED that following the March 5, 2026, deadline a penalty of \$100 per day be assessed until compliance is achieved and confirmed by inspection.

IT WAS FURTHER ORDERED by the Board that Docket 470-2025 is continued until the April 9, 2026, public hearing.

IT WAS FURTHER ORDERED that Board staff has the authority to dismiss the docket if the Goeddertz 12, Goeddertz 18, and Goeddertz 21 wells have been plugged and abandoned prior to the April 9, 2026, public hearing and no fine has been issued for failure to complete plugging operations prior to March 5, 2026.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE HESLA OIL, LLC TO APPEAR AND SHOW-CAUSE, IF ANY IT HAS, WHY IT SHOULD NOT BE ASSESSED ADDITIONAL PENALTIES OR HAVE ITS PLUGGING AND RECLAMATION BOND FORFEITED, AS PERMITTED BY § 82-11-123(5), MCA, FOR FAILURE TO BEGIN TO PLUG AND ABANDON OR TRANSFER ITS WELLS LOCATED IN TOOLE COUNTY, MONTANA, PRIOR TO THE DECEMBER 11, 2025 PUBLIC HEARING, AS REQUIRED BY BOARD ORDER 256-2025.

ORDER 349-2025

Docket No. 471-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. No one appeared on behalf of Hesla Oil, LLC (Hesla).
3. Hesla has an outstanding fine in the amount of \$2,140. This fine amount includes a \$140 penalty for delinquent reporting and \$2,000 for failure to appear at the August 14, 2025, and October 9, 2025, public hearings.
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.

Conclusions of Law

The Board concludes that the respondent has not demonstrated that the requirements of Title 82, Chapter 11, MCA and ARM 36.22.101, et seq. have been met, and has not shown cause why its bonds should not be forfeited.

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that the plugging and reclamation bonds for Hesla are hereby forfeited.

BOARD ORDER NO. 349-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE LUSTRE SALT WATER DISP, VERNON R. JUSTICE DBA TO APPEAR AND SHOW CAUSE, IF ANY IT HAS, WHY ADDITIONAL PENALTIES SHOULD NOT BE ASSESSED FOR FAILURE TO REMEDY THE PIT VIOLATIONS, AND TO DISCUSS ITS FUTURE PLANS FOR ITS RAYMOND SONSTENG 1-19 SWD WELL, API # 25-105-21247, LOCATED IN THE NW¼SW¼ OF SECTION 19, T31N-R45E, VALLEY COUNTY, MONTANA.

ORDER 350-2025

Docket No. 472-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. Jacqui Hughes, attorney, appeared on behalf of Lustre Salt Water Disp, Vernon R. Justice DBA (Lustre).
3. A certified compliance letter dated September 11, 2025, was mailed to Lustre detailing the compliance issues; however, no return receipt was received.
4. Administrative Order 14-A-2025 was issued on October 8, 2025, requiring Lustre to appear and show cause at the December 11, 2025, public hearing.
5. The operator received notice of the December 11, 2025, show-cause hearing on November 20, 2025, and counsel contacted staff and provided updated contact information.
6. Lustre requested additional time to repair the pit netting and remove the oil on the production pit associated with the Raymond Sonsteng 1-19 well.
7. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

BOARD ORDER NO. 350-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that Docket 472-2025 is continued until the April 9, 2026, public hearing.

IT WAS FURTHER ORDERED that Board staff has the authority to dismiss the docket if compliance is achieved and confirmed by inspection.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE MCOIL MONTANA ONE LLC TO APPEAR AND SHOW-CAUSE, IF ANY IT HAS, WHY IT SHOULD NOT BE REQUIRED TO IMMEDIATELY PLUG AND ABANDON ITS WELLS AND WHY ADDITIONAL PENALTIES, WHICH COULD INCLUDE ITS PRODUCTION BEING DECLARED ILLEGAL IN ACCORDANCE WITH ARM 36.22.1245, SHOULD NOT BE ASSESSED FOR FAILURE TO PAY EXISTING PENALTIES AND FAILURE TO APPEAR AT PRIOR SHOW-CAUSE HEARINGS.

ORDER 351-2025

Docket No. 473-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. No one appeared on behalf of McOil Montana One LLC (McOil).
3. In an email from Ricardo Khayatte with McOil, he states he is no longer living in the United States and declaring bankruptcy. Due to his financial condition, he is unable to hire a legal representative or appear.
4. Production records indicate that the McCarter 35-2 (API # 25-101-21862) and McCarter 26-1 (API # 25-101-21849) wells have been producing.
5. McOil has an outstanding fine in the amount of \$3,340. This fine amount includes a \$340 penalty for delinquent reporting and \$3,000 for failure to appear at the June 12, 2025, August 14, 2025, and October 9, 2025, public hearings.
6. 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.

Conclusions of Law

1. The Board concludes that the respondent has not demonstrated that the requirements of Title 82, Chapter 11, MCA and ARM 36.22.101, et seq. have been met.
2. The Board concludes that the requirements of illegal production under ARM 36.22.1245 have been demonstrated.

BOARD ORDER NO. 351-2025

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that McOil's wells are shut-in for illegal production per ARM 36.22.1245.

IT WAS FURTHER ORDERED by the Board that McOil must begin to plug and abandon or transfer its wells in Toole County, Montana, prior to February 12, 2026, public hearing. Failure to begin to plug and abandon or transfer the wells may result in additional penalties or the forfeiture of the plugging and reclamation bond in its entirety, as permitted by § 82-11-123(5), MCA.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE D90 ENERGY LLC TO APPEAR AND SHOW CAUSE, IF ANY IT HAS, WHY IT SHOULD NOT BE ASSESSED ADDITIONAL PENALTIES OR HAVE ITS PLUGGING AND RECLAMATION BONDS FORFEITED AS PERMITTED BY § 82-11-123(5), MCA FOR FAILURE TO BEGIN TO PLUG AND ABANDON OR TRANSFER ITS WELLS LOCATED IN SHERIDAN COUNTY, MONTANA.

ORDER 352-2025

Docket No. 269-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. No one appeared on behalf of D90 Energy, LLC (D90).
3. D90 has filed for bankruptcy.
4. D90 has an outstanding fine in the amount of \$7,580. This fine amount includes a \$1,680 penalty for delinquent reporting, \$3,900 annual well injection operating fee and penalty, and \$2,000 for failure to appear at the February 20, 2025, and April 10, 2025, public hearings.
5. Staff recommended the docket be continued until June 11, 2026, public hearing. This extension provides WY Basin Operating LLC, the new operator of certain producing and injection well located within approved enhanced oil recovery units, additional time to clarify the status of unit operations, as D90 remains the designated unit operator of record.
6. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that Docket 269-2025 is continued until the June 11, 2026, public hearing.

BOARD ORDER NO. 352-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE YELLOWSTONE PETROLEUMS, INC TO APPEAR AND SHOW CAUSE, IF ANY IT HAS, WHY IT SHOULD NOT IMMEDIATELY PLUG AND ABANDON ITS WELLS IN CARBON, GLACIER, PONDERA, AND TOOLE COUNTIES, MONTANA.

ORDER 353-2025

Docket No. 275-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. Don Lee, attorney, appeared on behalf of Yellowstone Petroleum, Inc. (Yellowstone).
3. On December 9, 2025, the change of operator request to transfer nine wells to R.C.S. Oil, Inc. was approved.
4. Yellowstone has been actively working to reduce its plugging liability and requested additional time to plug or transfer the remaining wells.
5. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that Yellowstone must plug and abandon the Essex-Thompson 1 and Myhre 3-25 wells prior to the April 9, 2026, public hearing. Board staff has the authority to dismiss the docket if the wells have been plugged and abandoned prior to April 9, 2026.

IT WAS FURTHER ORDERED that Docket 275-2025 is continued until April 9, 2026, public hearing.

BOARD ORDER NO. 353-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE MONTANA ENERGY COMPANY, LLC TO APPEAR AND SHOW CAUSE, IF ANY IT HAS, WHY ADDITIONAL PENALTIES, WHICH COULD INCLUDE ITS PRODUCTION BEING DECLARED ILLEGAL IN ACCORDANCE WITH ARM 36.22.1245, SHOULD NOT BE CONSIDERED FOR FAILURE TO REMEDY THE COMPLIANCE ISSUES.

ORDER 354-2025

Docket No. 357-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.

2. Don Lee, attorney and company officers Jorge De La Torre and Arturo De La Torre appeared on behalf of Montana Energy Company, LLC (MEC).

3. MEC performed mechanical integrity tests (MIT) on the CTSU C216 (API # 25-087-05283), CTSU B315 (API # 25-087-05250), CTSU A310 (API # 25-087-05347), and CTSU C310 (API # 25-087-05353) wells; each well successfully passed the test.

4. MEC repaired the CTSU C214 (API # 25-087-05267) well and the well successfully passed the MIT.

5. MEC paid the \$2,000 fine for failure to comply with Administrative Order 15-A-2024 with a wire transfer.

6. Board Order 73-2025 established a \$100 per day fine beginning on May 9, 2025, for each day that MEC failed to remedy the field compliance issues at the BWUTSU A119 (API # 25-065-05162), BWLTSU C519 (API # 25-065-05128), Moffett D618 (API # 25-065-05185), Keating 1A-26 (API # 25-095-21143), and Keating 4-25 (API # 25-095-21047), wells. Board Order 202-2025 increased the daily fine to \$250. MEC addressed the violations at the BWUTSU A119, Moffett D618, and Keating 4-25 wells. The following violations remain outstanding:

BWLTSU C519 (API # 25-065-05128):

- Repair or replace pit netting
- Remove oil and water from pit
- Failure to provide notification of undesirable incident (new violation)

Keating 1A-26 (API # 25-095-21143)

- Stop gas leak

CTSU B411 (API # 25-087-05318)

- Remove oil from flow line rupture
- Complete soil disposal and remediation
- Repair power lines

BOARD ORDER NO. 354-2025

7. The daily fine for the unresolved violations has accrued to \$34,700.

8. MEC stated that it is actively working to resolve the remaining outstanding issues. MEC's top priority was addressing the MITs. MEC stated the remaining issues will be addressed prior to the next hearing.

9. Due to the operator's history of current and past compliance issues, at the August 14, 2025, public hearing the Board ordered MEC to immediately increase its \$50,000 multiple well plugging and reclamation bond to \$100,000, in accordance with ARM 36.22.1308(3). To date, the additional bonding has not been received.

10. 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.

Conclusions of Law

The Board concludes that taking the following action is appropriate.

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that Docket 357-2025 is continued until the February 12, 2026, public hearing.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist

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

UPON THE BOARD'S OWN MOTION TO REQUIRE POWDER BATTALION HOLDINGS, LLC TO APPEAR AND SHOW CAUSE, IF ANY IT HAS, WHY IT SHOULD NOT BE ASSESSED ADDITIONAL PENALTIES OR HAVE ITS PLUGGING AND RECLAMATION BOND FORFEITED AS PERMITTED BY § 82-11-123(5), MCA FOR FAILURE TO BEGIN TO PLUG AND ABANDON OR TRANSFER ITS WELLS LOCATED IN BIG HORN COUNTY, MONTANA, PRIOR TO THE OCTOBER 9, 2025, PUBLIC HEARING AS REQUIRED BY BOARD ORDER 205-2025.

ORDER 355-2025

Docket No. 358-2025

Report of the Board

The above entitled cause came on regularly for hearing on December 11, 2025, at the Board's hearing room 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. Member Mac McDermott 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, 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 an opportunity to present evidence, oral and documentary.
2. No appeared on behalf of Powder Battalion Holdings LLC (Powder Battalion).
3. Plugging operations began on October 9, 2025. The following day, Powder Battalion requested the Board assume funding responsibility for the remaining work, stating via email that their funds were depleted and the rig was already on site. Staff notified the operator that the Board could not assume funding responsibility. The wells remain unplugged.
4. Powder Battalion's total outstanding fines amount to \$18,390.
5. 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.

Conclusions of Law

The Board concludes that the respondent has not demonstrated that the requirements of Title 82, Chapter 11, MCA and ARM 36.22.101, et seq. have been met, and has not shown cause why its bond should not be forfeited.

Order

IT WAS THEREFORE ORDERED by the Board at the December 12, 2025, hearing that the plugging and reclamation bond for Powder Battalion is hereby forfeited.

BOARD ORDER NO. 355-2025

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana,
this 12th day of December, 2025.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Steven Durrett, Chairman

Corey Welter, Vice-Chairman

Roy Brown, Board Member

Mac McDermott, Board Member (absent)

Barbara Skelton, Board Member

W. John Tietz, Board Member

Jeff Wivholm, Board Member

ATTEST:

Jennifer Breton, Program Specialist