

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

UPON THE PROTEST OF
MONTANA OIL PROPERTIES, INC. TO THE
APPLICATION OF CONTINENTAL
RESOURCES, INC. FOR A PERMIT
TO DRILL AN OIL AND GAS WELL 500' FNL
AND 800' FEL OF SECTION 22,
T26N-R54E, RICHLAND COUNTY, MONTANA.
THE PROPOSED LOCATION WAS
SUBSEQUENTLY MOVED TO 1460' FNL AND
800' FEL OF SAID SECTION 22.

ORDER NO. 166-2005

Docket No. 186-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. Montana Oil Properties, Inc. (MOPI) protested Continental Resources, Inc.'s original Application for Permit to Drill and subsequent location revision. MOPI's protest was scheduled for hearing on June 9, 2005.
3. Continental Resources, Inc. requested the Board issue an emergency order allowing the issuance of its drilling permit because its lease on the subject lands expired prior to the June 9, 2005 public hearing.
4. The Board held a conference call on May 18, 2005 to determine if an emergency existed. It found an emergency did not exist in this matter, as set forth in Board Order 165-2005, and denied the request of Continental Resources, Inc. for an emergency order.
5. Continental Resources, Inc. has adequate reasons to support its choice of location for its well and since it is bearing the burden of drilling that well its choice of location is entitled to prevail absent very persuasive evidence to the contrary which does not exist in this case.
6. The evidence indicates that granting the application in the manner hereinafter set forth will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

BOARD ORDER NO. 166-2005

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the protest filed by Montana Oil Properties, Inc. is denied.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

I dissent. Montana Oil Properties, Inc. has a right to develop their own properties.

Elaine Mitchell, Board Member

I dissent. Continental Resources, Inc.'s lease has expired and they do not have the right to drill.

Joan Stahl, Board Member

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DELINEATE THE W½ OF SECTION 16,
T35N-R18E AND THE E½ OF SECTION 17,
T35N-R18E, BLAINE COUNTY, MONTANA,
AS A 640-ACRE PERMANENT SPACING
UNIT FOR THE EAGLE FORMATION AND
TO DESIGNATE APPLICANT'S STATE
16-35-18 WELL AS THE AUTHORIZED
WELL FOR SAID SPACING UNIT.

ORDER NO. 167-2005

Docket No. 187-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the W½ of Section 16 and the E½ of Section 17, T35N-R18E, Blaine County, Montana, are designated as a 640-acre permanent spacing unit for the Eagle Formation.

IT IS FURTHER ORDERED that applicant's State 16-35-18 well is designated as the authorized well for said spacing unit.

BOARD ORDER NO. 167-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN EAGLE/NIORARA GAS
TEST WELL IN A 640-ACRE TEMPORARY
SPACING UNIT CONSISTING OF THE E½
OF SECTION 20 AND THE W½ OF SECTION
21, T35N-R18E, BLAINE COUNTY,
MONTANA, AT A LOCATION 1750' FSL
AND 150' FWL OF SAID SECTION 21, WITH
A 75-FOOT TOLERANCE FOR TOPOGRAPHIC
REASONS AS AN EXCEPTION TO A.R.M. 36.22.702.

ORDER NO. 168-2005

Docket No. 188-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that a temporary spacing unit consisting of the E½ of Section 20 and the W½ of Section 21, T35N-R18E, Blaine County, Montana, is designated for applicant's Eagle/Niobrara gas test well located 1750' FSL and 150' FWL of said Section 21 with a 75-foot tolerance for topographic reasons as an exception to A.R.M.36.22.702.

IT IS FURTHER ORDERED that, if a commercial gas well is drilled and completed, applicant will apply for permanent spacing within ninety (90) days of first production.

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

BOARD ORDER NO. 168-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO AMEND BOARD ORDER 26-2002 TO
PERMIT THE DRILLING OF AN EAGLE
GAS TEST WELL IN THE 640-ACRE
TEMPORARY SPACING UNIT CONSISTING
OF THE W½ OF SECTION 17 AND THE E½
OF SECTION 18, T34N-R19E, BLAINE
COUNTY, MONTANA, AT A LOCATION
550' FSL AND 1250' FEL OF SAID SECTION
18, WITH A 75-FOOT TOLERANCE IN ANY
DIRECTION EXCEPT SOUTH FOR
TOPOGRAPHIC REASONS.

ORDER NO. 169-2005

Docket No. 189-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Board Order 26-2002 is amended to permit the drilling of an Eagle gas test well in the temporary spacing unit consisting of the W½ of Section 17 and the E½ of Section 18, T34N-R19E, Blaine County, Montana, at a location 550' FSL and 1250' FEL of said Section 18 with a 75-foot tolerance in any direction except south for topographic reasons.

IT IS FURTHER ORDERED that, if a commercial gas well is drilled and completed, applicant will apply for permanent spacing within ninety (90) days of first production.

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

BOARD ORDER NO. 169-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL THREE ADDITIONAL EAGLE
FORMATION GAS TEST WELLS IN
SECTION 13, T34N-R18E, BLAINE COUNTY,
MONTANA, AT LOCATIONS NOT LESS
THAN 990 FEET FROM THE EXTERIOR
BOUNDARIES OF SAID SECTION 13, AS AN
EXCEPTION TO BOARD ORDERS 151-2001
AND 216-2003 AND A.R.M. 36.22.702.

ORDER NO. 170-2005

Docket No. 190-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill three additional Eagle Formation gas test wells in Section 13, T34N-R18E, Blaine County, Montana, at locations not less than 990 feet from the exterior boundaries of said Section 13 as an exception to Board Orders 151-2001 and 216-2003 and A.R.M. 36.22.702.

BOARD ORDER 170-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN ADDITIONAL EAGLE
FORMATION GAS TEST WELL IN SECTION
19, T34N-R19E, BLAINE COUNTY,
MONTANA, AT A LOCATION NOT LESS
THAN 990 FEET FROM THE EXTERIOR
BOUNDARIES OF SAID SECTION 19, AS AN
EXCEPTION TO A.R.M. 36.22.702.

ORDER NO. 171-2005

Docket No. 191-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an additional Eagle Formation gas test well in Section 19, T34N-R19E, Blaine County, Montana, at a location not less than 990 feet from the exterior boundaries of said Section 19 as an exception to A.R.M. 36.22.702.

BOARD ORDER NO. 171-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL A SAWTOOTH FORMATION OIL
TEST WELL IN A 160-ACRE TEMPORARY
SPACING UNIT CONSISTING OF THE SW¼
OF SECTION 30, T35N-R19E, BLAINE
COUNTY, MONTANA, AT A LOCATION
1600' FSL AND 1600' FWL OF SAID
SECTION 30, WITH A 75-FOOT TOLERANCE
FOR TOPOGRAPHIC REASONS AS AN
EXCEPTION TO A.R.M. 36.22.702.

ORDER NO. 172-2005

Docket No. 192-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill a Sawtooth Formation oil test well in a 160-acre temporary spacing unit consisting of the SW¼ of Section 30, T35N-R19E, Blaine County, Montana, at a location 1600' FSL and 1600' FWL with a 75-foot tolerance for topographic reasons as an exception to A.R.M. 36.22.702.

BOARD ORDER NO. 172-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN ADDITIONAL EAGLE GAS
WELL IN THE W½ OF SECTION 18,
T34N-R19E, BLAINE COUNTY, MONTANA,
AT A LOCATION NOT LESS THAN 660
FEET FROM THE EXTERIOR BOUNDARIES
THEREOF, AS AN EXCEPTION TO BOARD
ORDER 26-2002.

ORDER NO. 173-2005

Docket No. 193-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an additional Eagle Formation gas test well in the W½ of Section 18, T34N-R19E, Blaine County, Montana, at a location not less than 660 feet from the exterior boundaries thereof as an exception to Board Order 26-2002.

BOARD ORDER NO. 173-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN EAGLE FORMATION GAS
TEST WELL IN A 320-ACRE TEMPORARY
SPACING CONSISTING OF THE S½S½ OF
SECTION 8 AND THE N½N½ OF SECTION
17, T35N-R18E, BLAINE COUNTY,
MONTANA, AT A LOCATION 100' FSL
AND 2300' FWL OF SAID SECTION 8, WITH
A 75-FOOT TOLERANCE FOR
TOPOGRAPHIC REASONS; AND
DESIGNATING SUCH LANDS AS AN
OVERLAPPING SPACING UNIT TO ANY
OTHER EXISTING SPACING UNITS AND
APPLICABLE ONLY TO THE SPECIFIC
GEOLOGIC FEATURE TO BE TESTED BY
THE PROPOSED WELL.

ORDER NO. 174-2005

Docket No. 194-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an Eagle Formation gas test well in a 320-acre temporary spacing unit consisting of the S½S½ of Section 8 and the N½N½ of Section 17, T35N-R18E, Blaine County, Montana, at a location 100' FSL and 2300' FWL of said Section 8, with a 75-foot tolerance for topographic reasons.

IT IS FURTHER ORDERED that, if a commercial gas well is drilled and completed, applicant will apply for permanent spacing within ninety (90) days of first production.

BOARD ORDER NO. 174-2005

IT IS FURTHER ORDERED that said lands are designated as an overlapping spacing unit to any other existing spacing units and applicable only to the specific geologic feature to be tested by the proposed well.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN EAGLE FORMATION GAS
TEST WELL IN A 160-ACRE TEMPORARY
SPACING UNIT COMPRISED OF THE
SE¹/₄NE¹/₄, NE¹/₄SE¹/₄ OF SECTION 24,
T35N-R17E, AND THE SW¹/₄NW¹/₄,
NW¹/₄SW¹/₄ OF SECTION 19, T35N-R18E,
BLAINE COUNTY, MONTANA, AT A
LOCATION 2450' FNL AND 300' FEL OF
SAID SECTION 24 WITH A 75-FOOT
TOLERANCE FOR TOPOGRAPHIC
REASONS, AND DESIGNATING SUCH
UNIT AS AN OVERLAPPING SPACING
UNIT TO ANY OTHER EXISTING
SPACING UNITS AND APPLICABLE
ONLY TO THE SPECIFIC GEOLOGIC
FEATURE TO BE TESTED BY THE
PROPOSED WELL.

ORDER NO. 175-2005

Docket No. 195-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an Eagle Formation gas test well in a 160-acre temporary spacing unit consisting of the SE¹/₄NE¹/₄, NE¹/₄SE¹/₄ of Section 24, T35N-R17E and the SW¹/₄NW¹/₄, NW¹/₄SW¹/₄ of Section 19, T35N-R18E, Blaine County, Montana, at a location 2450' FNL and 300' FEL of said Section 24, with a 75-foot tolerance for topographic reasons.

IT IS FURTHER ORDERED that, if a commercial gas well is drilled and completed, applicant will apply for permanent spacing within ninety (90) days of first production.

BOARD ORDER NO. 175-2005

IT IS FURTHER ORDERED that said lands are designated as an overlapping spacing unit to any other existing spacing units and applicable only to the specific geologic feature to be tested by the proposed well.

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

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN EAGLE FORMATION GAS
TEST WELL IN A 160-ACRE TEMPORARY
SPACING UNIT CONSISTING OF THE
E $\frac{1}{2}$ SE $\frac{1}{4}$ OF SECTION 13, T34N-R18E, AND
THE W $\frac{1}{2}$ SW $\frac{1}{4}$ OF SECTION 18, T34N-R19E,
BLAINE COUNTY, MONTANA, AT A
LOCATION 1225' FSL AND 200' FEL OF
SAID SECTION 13 WITH A 75-FOOT
TOLERANCE FOR TOPOGRAPHIC
REASONS; AND DESIGNATING SUCH
UNIT AS AN OVERLAPPING SPACING
UNIT TO ANY OTHER EXISTING SPACING
UNITS AND APPLICABLE ONLY TO THE
SPECIFIC GEOLOGIC FEATURE TO BE
TESTED BY THE PROPOSED WELL.

ORDER NO. 176-2005

Docket No. 196-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an Eagle Formation gas test well in a 160-acre temporary spacing unit consisting of the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 13, T34N-R18E and the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 18, T34N-R19E, Blaine County, Montana, at a location 1225' FSL and 200' FEL of said Section 13, with a 75-foot tolerance for topographic reasons.

IT IS FURTHER ORDERED that, if a commercial gas well is drilled and completed, applicant will apply for permanent spacing within ninety (90) days of first production.

BOARD ORDER NO. 176-2005

IT IS FURTHER ORDERED that said lands are designated as an overlapping spacing unit to any other existing spacing units and applicable only to the specific geologic feature to be tested by the proposed well.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO VACATE BOARD ORDER 27-2002,
INSOFAR AS SAID ORDER DELINEATED
THE E½ OF SECTION 20 AND THE W½ OF
SECTION 21, T34N-R19E, BLAINE COUNTY,
MONTANA, AS A 640-ACRE TEMPORARY
SPACING UNIT FOR THE DRILLING OF A
GAS TEST WELL IN THE EAGLE
FORMATION, AND TO DELINEATE THE
NE¼ OF SECTION 20, T34N-R19E, BLAINE
COUNTY, MONTANA, AS A 160-ACRE
TEMPORARY SPACING UNIT FOR THE
DRILLING OF AN EAGLE FORMATION
GAS TEST WELL 1850' FNL AND 1325' FEL
OF SAID SECTION 20, WITH A 75-FOOT
TOLERANCE FOR TOPOGRAPHIC REASONS.

ORDER NO. 177-2005

Docket No. 197-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Board Order 27-2002, insofar as it delineates the E½ of Section 20 and the W½ of Section 21, T34N-R19E, Blaine County, Montana, as a 640-acre temporary spacing unit to drill an Eagle gas test well, is hereby vacated.

IT IS FURTHER ORDERED that the NE¼ of Section 20, T34N-R19E, Blaine County, Montana, is delineated as a 160-acre temporary spacing unit for the drilling of an Eagle Formation gas test well at a location 1850' FNL and 1325' FEL of said Section 20, with a 75-foot tolerance for topographic reasons.

BOARD ORDER NO. 177-2005

IT IS FURTHER ORDERED that, if a commercial gas well is drilled and completed, applicant will apply for permanent spacing within ninety (90) days of first production.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DELINEATE THE S½ OF SECTION 29
AND THE N½ OF SECTION 32, T35N-R15E,
HILL COUNTY, MONTANA, AS A
PERMANENT SPACING UNIT FOR THE
EAGLE FORMATION AND DESIGNATING
APPLICANT'S ROSE COULEE 29-35-15 WELL
AS THE AUTHORIZED WELL FOR SAID
SPACING UNIT.

ORDER NO. 178-2005

Docket No. 198-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the S½ of Section 29 and the N½ of Section 32, T35N-R15E, Hill County, Montana, are delineated as a field and permanent spacing unit for Eagle Formation.

IT IS FURTHER ORDERED that applicant's Rose Coulee 29-35-15 well is designated as the only authorized well for said spacing unit.

BOARD ORDER NO. 178-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN ADDITIONAL EAGLE
FORMATION GAS WELL IN THE 640-ACRE
SPACING UNIT CONSISTING OF THE S½
OF SECTION 29 AND THE N½ OF SECTION
32, T35N-R15E, HILL COUNTY, MONTANA,
AT A LOCATION NOT LESS THAN 990 FEET
FROM THE EXTERIOR BOUNDARIES THEREOF.

ORDER NO. 179-2005

Docket No. 199-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an additional Eagle Formation gas well in a 640-acre spacing unit consisting of the S½ of Section 29 and the N½ of Section 32, T35N-R15E, Hill County, Montana, at a location not less than 990 feet from the exterior boundaries thereof.

BOARD ORDER NO. 179-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DELINEATE THE W½ OF SECTION 20,
T34N-R19E, BLAINE COUNTY, MONTANA,
AS A PERMANENT SPACING UNIT FOR
THE EAGLE FORMATION AND
DESIGNATING APPLICANT'S SEAMAN
20-34-19 WELL AS THE AUTHORIZED WELL
FOR SAID SPACING UNIT.

ORDER NO. 180-2005

Docket No. 200-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the W½ of Section 20, T34N-R19E, Blaine County, Montana, is delineated as a field and permanent spacing unit for the Eagle Formation.

IT IS FURTHER ORDERED that applicant's Seaman 20-34-19 well is designated as the only authorized well for said spacing unit.

BOARD ORDER NO. 180-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN ADDITIONAL EAGLE
FORMATION GAS WELL IN THE 320-ACRE
SPACING UNIT CONSISTING OF THE W½
OF SECTION 20, T34N-R19E, BLAINE
COUNTY, MONTANA, AT A LOCATION NOT
LESS THAN 660 FEET FROM THE EXTERIOR
BOUNDARIES THEREOF.

ORDER NO. 181-2005

Docket No. 201-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an additional Eagle Formation gas well in a 320-acre spacing unit consisting of the W½ of Section 20, T34N-R19E, Blaine County, Montana, at a location not less than 660 feet from the exterior boundaries thereof.

BOARD ORDER NO. 181-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
J. BURNS BROWN OPERATING COMPANY
TO DRILL AN ADDITIONAL EAGLE
FORMATION GAS WELL IN THE 640-ACRE
SPACING UNIT CONSISTING OF THE W $\frac{1}{2}$
OF SECTION 16 AND THE E $\frac{1}{2}$ OF SECTION
17, BOTH IN T35N-R18E, BLAINE COUNTY,
MONTANA, AT A LOCATION 700' FNL AND
1000' FEL OF SAID SECTION 17, WITH A
75-FOOT TOLERANCE FOR TOPOGRAPHIC
REASONS.

ORDER NO. 182-2005

Docket No. 202-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that J. Burns Brown Operating Company is authorized to drill an additional Eagle Formation gas well in a 640-acre spacing unit consisting of the W $\frac{1}{2}$ of Section 16 and the E $\frac{1}{2}$ of Section 17, T35N-R18E, Blaine County, Montana, at a location 700' FNL and 1000' FEL of said Section 17 with a 75-foot tolerance for topographic reasons.

BOARD ORDER NO. 182-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
FIDELITY EXPLORATION & PRODUCTION
COMPANY TO POOL ALL INTERESTS IN
THE PERMANENT SPACING UNIT
CONSISTING OF LOTS 3, 4, AND 5,
E $\frac{1}{2}$ SW $\frac{1}{4}$ OF SECTION 6, T7N-R60E, FALLON
COUNTY, MONTANA, FOR THE
PRODUCTION OF NATURAL GAS FROM
THE EAGLE SAND FORMATION FROM
APPLICANT'S FIDELITY #2419 AND #2421
WELLS.

ORDER NO. 183-2005

Docket No. 203-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests in the permanent spacing unit consisting of Lots 3, 4, and 5, E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 6, T7N-R60E, Fallon County, Montana, are pooled on the basis of surface acreage.

BOARD ORDER NO. 183-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

ORDER NO. 184-2005

UPON THE APPLICATION OF
ATHENA ENERGY LLC TO DELINEATE
THE FOLLOWING DESCRIBED LANDS
IN HILL COUNTY, MONTANA, AS A
PERMANENT SPACING UNIT FOR
PRODUCTION OF BLACKLEAF
FORMATION NATURAL GAS FROM
THE BARKER 11-7 WELL: THE SE¹/₄SE¹/₄
OF SECTION 1 AND THE NE¹/₄NE¹/₄ OF
SECTION 12, T36N-R9E, AND LOT 7
(SW¹/₄SW¹/₄) OF SECTION 6 AND LOT 1
(NW¹/₄NW¹/₄) OF SECTION 7, T36N-R10E.
APPLICANT FURTHER REQUESTS THAT
THE FOLLOWING DESCRIBED LANDS IN
HILL COUNTY, MONTANA, BE
DESIGNATED AS THREE SEPARATE
TEMPORARY SPACING UNITS FOR ALL
GAS BEARING ZONES, FORMATIONS OR
HORIZONS FROM THE SURFACE OF THE
EARTH TO THE BASE OF THE RIERDON
FORMATION: N¹/₂SE¹/₄, SW¹/₄SE¹/₄ OF
SECTION 1, T36N-R9E; W¹/₂NE¹/₄, SE¹/₄NE¹/₄
OF SECTION 12, T36N-R9E; AND LOT 2
(SW¹/₄NW¹/₄), E¹/₂NW¹/₄ OF SECTION 7,
T36N-R10E.

Docket No. 207-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the SE¹/₄SE¹/₄ of Section 1 and the NE¹/₄NE¹/₄ of Section 12, T36N-R9E, and Lot 7 (SW¹/₄SW¹/₄) of Section 6 and Lot 1 (NW¹/₄NW¹/₄) of Section 7, T36N-R10E, Hill County, Montana, are designated as a permanent spacing unit for the production of Blackleaf Formation natural gas from the Barker 11-7 well.

BOARD ORDER NO. 184-2005

IT IS FURTHER ORDERED that the following described lands in Hill County, Montana, are designated as three separate temporary spacing units for all gas bearing zones, formations, and horizons from the surface of the earth to the base of the Rierdon Formation: N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, T36N-R9E; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, T36N-R9E; and Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 7, T36N-R10E.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE SECTION 29, T33N-R21E,
BLAINE COUNTY, MONTANA, AS A
PERMANENT SPACING UNIT FOR ITS
ML&E SW CHERRY PATCH 6-29 EAGLE
FORMATION GAS WELL AND TO DRILL
AND PRODUCE THREE ADDITIONAL
EAGLE FORMATION NATURAL GAS
WELLS WITHIN SAID SECTION 29.

ORDER NO. 185-2005

Docket No. 208-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. Authorizing additional wells in the proposed permanent spacing unit at this time would be inconsistent with Section 82-11-201 (4), M.C.A.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Section 29, T33N-21E, Blaine County, Montana, is delineated as a field and permanent spacing unit for applicant's ML&E SW Cherry Patch 6-29 Eagle Formation gas well.

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

BOARD ORDER NO. 185-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE THE W $\frac{1}{2}$ W $\frac{1}{2}$ OF SECTION
27 AND THE E $\frac{1}{2}$ E $\frac{1}{2}$ OF SECTION 28,
T33N-R22E, BLAINE COUNTY, MONTANA,
AS A TEMPORARY SPACING UNIT FOR ITS
PROPOSED ML&E SE CHERRY PATCH 5-27
EAGLE FORMATION GAS TEST WELL.

ORDER NO. 186-2005

Docket No. 209-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 27 and the E $\frac{1}{2}$ E $\frac{1}{2}$ of Section 28, T33N-R22E, Blaine County, Montana, are delineated as a temporary spacing unit for applicant's ML&E SE Cherry Patch 5-27 Eagle Formation gas test well.

IT IS FURTHER ORDERED that the ML&E SE Cherry Patch 5-27 well is being drilled to a specific pop-up Eagle Formation structure and does not count toward the four regional Eagle wells allowed per section under Board Order 265-2004.

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

BOARD ORDER NO. 186-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE THE N½ OF SECTION 2,
T33N-R22E, BLAINE COUNTY, MONTANA,
AS A TEMPORARY SPACING UNIT FOR
APPLICANT'S PROPOSED ML&E SE
CHERRY PATCH 3-2 EAGLE FORMATION
TEST WELL AND TO DELINEATE THE S½
OF SAID SECTION 2 AS A PERMANENT
SPACING UNIT FOR APPLICANT'S
EXISTING ML&E SE CHERRY PATCH 11-2
EAGLE FORMATION GAS WELL.

ORDER NO. 187-2005

Docket No. 210-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the N½ of Section 2, T33N-R22E, Blaine County, Montana, is delineated as a temporary spacing unit for applicant's proposed ML&E SE Cherry Patch 3-2 Eagle Formation gas test well located 1645' FWL and 725' FNL of said Section 2.

IT IS FURTHER ORDERED that the S½ of Section 2, T33N-R22E, Blaine County, Montana, is delineated as a permanent spacing unit for applicant's existing ML&E SE Cherry Patch 11-2 Eagle Formation gas well located 2185' FWL and 1688' FSL of said Section 2.

BOARD ORDER NO. 187-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE THE W½ OF SECTION 29
AND THE E½ OF SECTION 30, T34N-R22E,
BLAINE COUNTY, MONTANA, AS A
TEMPORARY SPACING UNIT FOR ITS
PROPOSED ML&E NE CHERRY PATCH
4-29 EAGLE FORMATION GAS TEST WELL.

ORDER NO. 188-2005

Docket No. 211-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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. Jack King recused himself and took no further part in the proceedings on this matter. Board member Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the W½ of Section 29 and the E½ of Section 30, T34N-R22E, Blaine County, Montana, are delineated as a temporary spacing unit for applicant's ML&E SE Cherry Patch 4-29 Eagle Formation gas test well to be drilled at a location 1294' FNL and 802' FWL of said Section 29.

BOARD ORDER NO. 188-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE SECTION 28, T33N-R21E,
BLAINE COUNTY, MONTANA, AS A
PERMANENT SPACING UNIT FOR ITS
ML&E ET AL SW CHERRY PATCH 10-28
EAGLE FORMATION GAS WELL AND TO
AUTHORIZE THE DRILLING AND
PRODUCING OF THREE ADDITIONAL
EAGLE FORMATION NATURAL GAS
WELLS WITHIN AND UPON SAID
SECTION 28.

ORDER NO. 189-2005

Docket No. 212-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. Authorizing additional wells in the proposed permanent spacing unit at this time would be inconsistent with Section 82-11-201 (4), M.C.A.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Section 28, T33N-21E, Blaine County, Montana, is delineated as a field and permanent spacing unit for applicant's ML&E SW Cherry Patch 10-28 Eagle Formation gas well.

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

BOARD ORDER NO. 189-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE THE SW¹/₄ OF SECTION 22
AND THE NW¹/₄ OF SECTION 27, T33N-R21E,
BLAINE COUNTY, MONTANA, AS A
TEMPORARY SPACING UNIT FOR ITS
PROPOSED ML&E SW CHERRY PATCH
3-27 EAGLE FORMATION TEST WELL.

ORDER NO. 190-2005

Docket No. 213-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the SW¹/₄ of Section 22 and the NW¹/₄ of Section 27, T33N-R21E, Blaine County, Montana, is designated as a temporary spacing unit for applicant's proposed ML&E SW Cherry Patch 3-27 Eagle Formation gas test well, said well to be located 245' FNL and 1690' FWL of said Section 27.

BOARD ORDER NO. 190-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE THE S½ OF SECTION 22,
T34N-R20E, BLAINE COUNTY, MONTANA,
AS A TEMPORARY SPACING UNIT FOR
ITS PROPOSED ML&E NW CHERRY PATCH
15-22 EAGLE FORMATION TEST WELL.

ORDER NO. 191-2005

Docket No. 214-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. At the hearing, the Bureau of Land Management of the United States Department of Interior questioned the validity of a spacing unit consisting of the south half of Section 22, T34N-R20E rather than the east half of said Section 22.
3. Evidence presented at the time of hearing supports the designation of the SE¼ of Section 22, T34N-R20E, Blaine County, Montana, as the appropriate temporary spacing unit for the drilling of the proposed Eagle Formation test well
4. The evidence indicates that granting the application in the manner hereinafter set forth will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the SE¼ of Section 22, T34N-R20E, Blaine County, Montana, is designated as a temporary spacing unit for applicant's proposed ML&E NW Cherry Patch 15-22 Eagle Formation gas test well, said well to be located 753' FSL and 1663' FEL of said Section 22.

BOARD ORDER NO. 191-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DRILL AND PRODUCE ITS PROPOSED
ML&E SE CHERRY PATCH 5-34 EAGLE
FORMATION TEST WELL IN THE
SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 34, T33N-R22E,
BLAINE COUNTY, MONTANA, AT A
LOCATION APPROXIMATELY 455' FWL
AND 1425' FNL OF SAID SECTION 34, AS
AN EXCEPTION TO BOARD ORDERS
265-2004 AND 62-1993.

ORDER NO. 192-2005

Docket No. 215-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Montana Land & Exploration, Inc. is authorized to drill and produce its proposed ML&E SE Cherry Patch 5-34 Eagle Formation test well in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, T33N-R22E, Blaine County, Montana, at a location approximately 455' FWL and 1425' FNL of said Section 34, as an exception to Board Orders 265-2004 and 62-93.

IT IS FURTHER ORDERED that the proposed SE Cherry Patch 5-34 Eagle Formation test well must be counted as one of the four wells allowed per section under Board Order 265-2004.

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

BOARD ORDER NO. 192-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC.
TO DELINEATE THE SE¼ OF SECTION 10
AND THE SW¼ OF SECTION 11, T34N-R20E,
BLAINE COUNTY, MONTANA, AS A
TEMPORARY SPACING UNIT FOR ITS
PROPOSED ML&E NW CHERRY PATCH 13-11
EAGLE FORMATION TEST WELL. SAID WELL
IS APPROXIMATELY 370' FWL AND 674' FSL
OF SAID SECTION 11 AND IS NOT IN
COMPLIANCE WITH BOARD ORDER 62-93.

ORDER NO. 193-2005

Docket No. 216-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the SE¼ of Section 10 and the SW¼ of Section 11, T34N-R20E, Blaine County, Montana, is designated as a temporary spacing unit for applicant's proposed ML&E NW Cherry Patch 13-11 Eagle Formation gas test well located 370' FWL and 674' FSL of said Section 11 as an exception to Board Order 67-2003.

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

BOARD ORDER NO. 193-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
ENCORE OPERATING, L.P. TO CERTIFY
THAT THE FOLLOWING THREE WELLS
ARE ENTITLED TO THE APPROPRIATE
SEVERANCE TAX REDUCTION
AVAILABLE TO OIL WELL HORIZONTAL
RE-ENTRIES THROUGH THE MONTANA
DEPARTMENT OF REVENUE: THE CRL
44X-09CCH WELL (API # 25-025-21019),
COMPLETED IN MARCH 2005; THE SP
12-25AH WELL (API # 25-025-05613), ALSO
COMPLETED IN MARCH 2005; AND THE
SP 31-9AH WELL (API # 25-109-21073),
COMPLETED IN APRIL 2005.

ORDER NO. 194-2005

Docket No. 217-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that applicant's CRL 44X-09CCH well (API # 25-025-21019), SP 12-25AH well (API # 25-025-05613), and SP 31-9AH well (API # 25-109-21073) are entitled to the appropriate severance tax reductions available to oil well horizontal re-entries through the Montana Department of Revenue. Staff is directed to make the certification to that department.

BOARD ORDER NO. 194-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
ENCORE OPERATING, L.P. TO DELINEATE
SECTION 19, T6N-R61E, FALLON COUNTY,
MONTANA, AS A 640-ACRE PERMANENT
SPACING UNIT FOR THE
SILURO-ORDOVICIAN FORMATIONS, AND
TO AUTHORIZE THE DRILLING OF A
HORIZONTAL WELL THEREIN WITH THE
LATERAL TO PENETRATE SAID
FORMATIONS NO CLOSER THAN 660 FEET
TO THE BOUNDARIES OF THE PERMANENT
SPACING UNIT AS AN AMENDMENT TO
BOARD ORDER 21-62. (LOOKOUT BUTTE FIELD)

ORDER NO. 195-2005

Docket No. 218-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Section 19, T6N-R61E, Fallon County, Montana, is delineated as a 640-acre permanent spacing unit for the Siluro-Ordovician Formations.

IT IS FURTHER ORDERED that applicant may drill a horizontal well in the permanent spacing unit comprised of all of Section 19, T6N-R61E, Fallon County, Montana, with the lateral to penetrate said formations no closer than 660 feet to the spacing unit boundaries as a amendment to Board Order 21-62 (Lookout Butte Field).

BOARD ORDER NO. 195-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
ENCORE OPERATING, L.P. TO DRILL
AND PRODUCE THE RED RIVER
FORMATION FROM ITS CORAL
CREEK UNIT 42-14-CCH HORIZONTAL
WELL WITH A SURFACE LOCATION
730' FEL AND 1755' FNL OF SECTION
14, T6N-R60E, FALLON COUNTY,
MONTANA, AND A BOTTOMHOLE
LOCATION 1510' FWL AND 100' FSL
OF SAID SECTION 14 AS AN
EXCEPTION TO THE REQUIREMENT
THAT UNIT WELLS BE NO CLOSER
THAN 660 FEET TO THE EXTERIOR
BOUNDARIES OF THE UNIT.
(LOOKOUT BUTTE FIELD)

ORDER NO. 196-2005

Docket No. 219-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. Applicant's original request was for a surface location 730' FEL and 1755' FNL of Section 14, T6N-R60E, Fallon County, Montana. At the hearing, applicant amended its application to have the surface location 245' FEL and 765' FNL of said Section 14 due to the existence of a stock water pond at the original location. Entry into the Red River Formation will remain no closer than 660 feet to the eastern boundary of said Section 14.
3. The evidence indicates that granting the application in the manner hereinafter set forth will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Encore Operating, L.P. is authorized to drill and produce the Red River Formation from its Coral Creek Unit 42-14-CCH horizontal well with a surface location of 245' FEL and 765' FNL of Section 14, T6N-R60E, Fallon County, Montana, and a bottom hole location of 1510' FSL and 100' FSL of said Section 14 as an exception to the 660-foot setback requirement .

BOARD ORDER NO. 196-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MCR, L.L.C. TO RE-DELINEATE THE
WEST BUTTE OIL AND GAS FIELD
TO ENCOMPASS ALL OF SECTION 8,
T36N-R2E, TOOLE COUNTY,
MONTANA, AND TO ESTABLISH THAT
SPACING UNITS FOR PRODUCTION OF
NATURAL GAS FROM THE SAWTOOTH
AND MADISON FORMATIONS IN SAID
SECTION 8 WILL BE 320-ACRES
CONSISTING OF EITHER THE NORTH
HALF OR SOUTH HALF OF THE SECTION
AND THAT NO WELL WILL BE DRILLED
CLOSER THAN 330 FEET TO EACH
SPACING UNIT BOUNDARY, AND TO
PERMIT PRODUCTION FROM THE
SAWTOOTH AND MADISON FORMATIONS
TO BE COMMINGLED.

ORDER NO. 197-2005

Docket No. 220-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. Board Order 29-68 and 29-68A delineated the West Butte Oil and Gas Field, which included all of Section 8, T36N-R2E, Toole County, Montana, and additional lands not included in this application.
3. Board Order 5-72 created the West Butte Gas Unit.
4. The evidence indicates that granting the application in the manner hereinafter set forth will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Board Order 5-72 is hereby vacated and all lands included in that Order are returned to their status prior to field unitization.

IT IS FURTHER ORDERED that the West Butte Oil and Gas Field is hereby re-delineated to encompass only Section 8, T36N-R2E, Toole County, Montana.

BOARD ORDER NO. 197-2005

IT IS FURTHER ORDERED that lands included in the West Butte Oil and Gas Field as per Board Order 29-68, except Section 8, T36N-R2E, Toole County, Montana, are returned to statewide spacing.

IT IS FURTHER ORDERED that spacing units for the production of natural gas from the Sawtooth and Madison Formations in said Section 8 will be 320-acres consisting of either the north half or south half of the section with a 660-foot setback from the spacing unit boundaries as set forth in Board Order 29-68A.

IT IS FURTHER ORDERED that for the spacing unit consisting of the N½ of Section 8, T36N-R2E, Toole County, Montana, a federal communitization agreement for spacing units which contain both federal and non-federal land shall be submitted to the authorized officer of the Bureau of Land Management prior to or upon completion of a producible well.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
BURLINGTON RESOURCES OIL & GAS
COMPANY, L.P. TO DELINEATE ALL
OF SECTION 23, T25N-R52E, RICHLAND
COUNTY, MONTANA, AS A FIELD AND
PERMANENT SPACING UNIT FOR THE
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION.

ORDER NO. 198-2005

Docket No. 223-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Section 23, T25N-R52E, Richland County, Montana, is delineated as a field and permanent spacing unit for production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 198-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
BURLINGTON RESOURCES OIL & GAS
COMPANY, L.P. TO DELINEATE THE
W½ AND SE¼ OF SECTION 29,
T24N-R54E, RICHLAND COUNTY,
MONTANA, AS A FIELD AND
PERMANENT SPACING UNIT FOR
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION AND TO AUTHORIZE
APPLICANT TO PRODUCE ITS BR 14-29H
WELL AT A BOTTOM HOLE LOCATION
639' FEL AND 786' FSL OF SAID SECTION 29.

ORDER NO. 199-2005

Docket No. 224-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the W½ and the SE¼ of Section 29, T24N-R54E, Richland County, Montana, is delineated as a field and permanent spacing unit for production of oil and associated natural gas from the Bakken Formation.

IT IS FURTHER ORDERED that applicant is authorized to produce its BR 14-29H well with a bottom hole location 639' FEL and 786' FSL of said Section 29.

BOARD ORDER NO. 199-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
BURLINGTON RESOURCES OIL & GAS
COMPANY, L.P. TO CREATE A
TEMPORARY SPACING UNIT
CONSISTING OF ALL OF SECTIONS 11
AND 14, T25N-R54E, RICHLAND COUNTY,
MONTANA, AND TO ALLOW A
DUAL-LATERAL HORIZONTAL BAKKEN
FORMATION WELL TO BE DRILLED AT
ANY LOCATION WITHIN SAID SPACING
UNIT BUT NOT CLOSER THAN 660 FEET
TO THE BOUNDARIES THEREOF.

ORDER NO. 200-2005

Docket No. 226-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 11 and 14, T25N-R54E, Richland County, Montana, are delineated as a temporary spacing unit for the Bakken Formation.

IT IS FURTHER ORDERED that applicant may drill a dual-lateral horizontal Bakken Formation well at any location within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

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

BOARD ORDER NO. 200-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
BURLINGTON RESOURCES OIL & GAS
COMPANY, L.P. TO CREATE A
TEMPORARY SPACING UNIT CONSISTING
OF ALL OF SECTIONS 9 AND 10, T25N-R54E,
RICHLAND COUNTY, MONTANA, AND TO
ALLOW A DUAL-LATERAL HORIZONTAL
BAKKEN FORMATION WELL TO BE
DRILLED ANYWHERE WITHIN SAID
SPACING UNIT BUT NOT CLOSER THAN
660 FEET TO THE BOUNDARIES THEREOF.

ORDER NO. 201-2005

Docket No. 227-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. A protest letter from Jean Pierre Bidegaray, agent for J.J.G. Venture, LLC, was read into the record by Chairman Nelson. The protest is in regard to pooling of the lands being spaced. Since the application is for temporary spacing, the protest was denied because pooling is not being requested.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 9 and 10, T25N-R54E, Richland County, Montana, are delineated as a temporary spacing unit for the Bakken Formation.

IT IS FURTHER ORDERED that applicant may drill a dual-lateral horizontal Bakken Formation well at any location within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

BOARD ORDER NO. 201-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
BURLINGTON RESOURCES OIL & GAS
COMPANY, L.P. TO CREATE A
TEMPORARY SPACING UNIT
CONSISTING OF ALL OF SECTIONS 3
AND 10, T25N-R52E, RICHLAND
COUNTY, MONTANA, AND TO ALLOW A
DUAL-LATERAL HORIZONTAL BAKKEN
FORMATION WELL TO BE DRILLED AT
ANY LOCATION WITHIN SAID SPACING
UNIT BUT NOT CLOSER THAN 660 FEET
TO THE BOUNDARIES THEREOF.

ORDER NO. 202-2005

Docket No. 228-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 3 and 10, T25N-R52E, Richland County, Montana, are delineated as a temporary spacing unit for the Bakken Formation.

IT IS FURTHER ORDERED that applicant may drill a dual-lateral horizontal Bakken Formation well at any location within said temporary spacing unit but not closer than 660 feet to the boundaries thereof.

BOARD ORDER NO. 202-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CAMWEST II, L.P. TO AMEND APPLICABLE
SPACING ORDERS AND CREATE A
PERMANENT SPACING UNIT FOR THE FLAT
LAKE FIELD CONSISTING OF THE SW¼ OF
SECTION 20, T37N-R58E, SHERIDAN COUNTY,
MONTANA, AND TO ALLOW A HORIZONTAL
WELL TO BE DRILLED IN THE RATCLIFFE
FORMATION ANYWHERE WITHIN SAID
160-ACRE SPACING UNIT BUT NOT CLOSER
THAN 660 FEET TO THE BOUNDARIES
THEREOF; AND TO ALLOW, AT THE OPTION
OF THE OPERATOR, THE HORIZONTAL WELL
TO BE COMPLETED AS AN ADDITIONAL
VERTICAL WELL IN THE EXISTING SPACING
UNIT CONSISTING OF THE SW¼ OF SECTION 20.

ORDER NO. 203-2005

Docket No. 229-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all applicable spacing orders for the Flat Lake Field are amended to create a permanent spacing unit consisting of the SW¼ of Section 20, T37N-E58E, Sheridan County, Montana, and to allow a horizontal well to be drilled in the Ratcliffe Formation anywhere within said spacing unit but not closer than 660' feet to the boundaries thereof; and, at the option of the operator, the proposed well may be completed as an additional vertical well in said 160-acre permanent spacing unit.

BOARD ORDER NO. 203-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CAMWEST II, L.P. TO AMEND APPLICABLE
SPACING ORDERS AND CREATE A
PERMANENT SPACING UNIT FOR THE
GOOSE LAKE FIELD CONSISTING OF THE
E½ OF SECTION 17, T35N-R58E, SHERIDAN
COUNTY, MONTANA, AND TO ALLOW A
HORIZONTAL WELL TO BE DRILLED IN THE
RATCLIFFE FORMATION ANYWHERE WITHIN
SAID 320-ACRE SPACING UNIT BUT NOT
CLOSER THAN 660 FEET TO THE BOUNDARIES
THEREOF. APPLICANT ALSO REQUESTS TO
MAINTAIN THE 160-ACRE SPACING
UNITS CONSISTING OF THE NE¼ AND SE¼ OF
SECTION 17 FOR EXISTING VERTICAL WELLS
LOCATED THEREON; AND TO ALLOW, AT THE
OPTION OF THE OPERATOR, THE HORIZONTAL
WELL TO BE COMPLETED AS AN ADDITIONAL
VERTICAL WELL IN THE EXISTING SPACING
UNIT CONSISTING OF THE NE¼ OF SECTION 17.

ORDER NO. 204-2005

Docket No. 230-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. Mr. King recused himself. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the Goose Lake Field rules are amended to create a permanent spacing unit consisting of the E½ of Section 17, T35N-E58E, Sheridan County, Montana.

BOARD ORDER NO. 204-2005

IT IS FURTHER ORDERED that applicant may drill a horizontal Ratcliffe Formation well anywhere within said 320-acre permanent spacing unit but not closer than 660' feet to the boundaries thereof.

IT IS FURTHER ORDERED that applicant may maintain the existing 160-acre spacing units consisting of the NE¼ and SE¼ of said Section 17 for existing vertical wells located thereon.

IT IS FURTHER ORDERED that applicant has the option of completing the proposed well as an additional vertical well in the existing spacing unit consisting of the NE¼ of Section 17.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
LYCO ENERGY CORPORATION TO DRILL
AN ADDITIONAL HORIZONTAL BAKKEN
FORMATION WELL IN THE PERMANENT
SPACING UNIT COMPRISED OF ALL OF
SECTION 29, T24N-R57E, RICHLAND
COUNTY, MONTANA, ANYWHERE
WITHIN SAID SPACING UNIT BUT NOT
CLOSER THAN 660 FEET TO THE
BOUNDARIES THEREOF.

ORDER NO. 205-2005

Docket No. 231-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Lyco Energy Corporation is authorized to drill an additional horizontal Bakken Formation well in the permanent spacing unit comprised of all of Section 29, T24N-R57E, Richland County, Montana.

IT IS FURTHER ORDERED that said well may be drilled anywhere within the spacing unit but not closer than 660 feet to the boundaries thereof.

BOARD ORDER NO. 205-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
EOG RESOURCES, INC. TO DELINEATE
A FIELD, ESTABLISH FIELD RULES AND
CREATE A PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTION 34,
T26N-R53E, RICHLAND COUNTY,
MONTANA, FOR PRODUCTION OF OIL
AND ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER NO. 206-2005

Docket No. 232-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that the application of EOG Resources, Inc. to delineate a field, establish field rules, and create a permanent spacing unit comprised of all of Section 34, T26N-R53E, Richland County, Montana, for production of oil and associated natural gas from the Bakken Formation is hereby granted.

BOARD ORDER NO. 206-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
EOG RESOURCES, INC. TO DRILL AN
ADDITIONAL HORIZONTAL BAKKEN
FORMATION WELL IN THE PERMANENT
SPACING UNIT COMPRISED OF ALL OF
SECTION 23, T25N-R53E, RICHLAND
COUNTY, MONTANA, ANYWHERE
WITHIN SAID SPACING UNIT BUT NOT
CLOSER THAN 660 FEET TO THE
BOUNDARIES THEREOF.

ORDER NO. 207-2005

Docket No. 233-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that EOG Resources, Inc. is authorized to drill an additional horizontal Bakken Formation well in the permanent spacing unit comprised of all of Section 23, T25N-R53E, Richland County, Montana, anywhere within said spacing unit but not closer than 660 feet to the boundaries thereof.

BOARD ORDER NO. 207-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
EOG RESOURCES, INC. TO POOL ALL
INTERESTS IN THE SPACING UNIT
COMPRISED OF ALL OF SECTIONS 5
AND 8, T25N-R53E, RICHLAND COUNTY,
MONTANA, FOR PRODUCTION OF OIL
AND ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION. APPLICANT
IS NOT SEEKING RECOVERY OF
NON-CONSENT PENALTIES.

ORDER NO. 208-2005

Docket No. 234-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests in the spacing unit comprised of all of Sections 5 and 8, T25N-R53E, Richland County, Montana, for production of oil and associated natural gas from the Bakken Formation are pooled on the basis of surface acreage. Applicant does not seek recovery of non-consent penalties and those penalties may not be imposed.

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

BOARD ORDER NO. 208-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CHAPARRAL ENERGY, LLC TO DELINEATE
ALL OF SECTION 34, T25N-R55E, RICHLAND
COUNTY, MONTANA, AS A FIELD AND
PERMANENT SPACING UNIT FOR THE
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION.

ORDER NO. 209-2005

Docket No. 235-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Section 34, T25N-R55E, Richland County, Montana, is delineated as a field and permanent spacing unit for production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 209-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CHAPARRAL ENERGY, LLC TO POOL
ALL INTERESTS IN THE SPACING
UNIT COMPRISED OF ALL OF
SECTION 34, T25N-R55E, RICHLAND
COUNTY, MONTANA, FOR
PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION AND
AUTHORIZING RECOVERY OF
NON-CONSENT PENALTIES IN
ACCORDANCE WITH SECTION
82-11-202 (2), M.C.A.

ORDER NO. 210-2005

Docket No. 236-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests the spacing unit comprised of Section 34, T25N-R55E, Richland County, Montana, for production of oil and associated natural gas from the Bakken Formation are hereby pooled on the basis of surface acreage.

IT IS FURTHER ORDERED that non-consent penalties, as provided by Section 82-11-202 (2) M.C.A., may be imposed.

BOARD ORDER NO. 210-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
WESTPORT OIL AND GAS COMPANY, L.P.
TO DELINEATE ALL OF SECTIONS 22
AND 27, T23N-R57E, RICHLAND COUNTY,
MONTANA, AS A FIELD AND PERMANENT
SPACING UNIT FOR THE PRODUCTION OF
OIL AND ASSOCIATED NATURAL GAS
FROM THE BAKKEN FORMATION.

ORDER NO. 211-2005

Docket No. 237-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 22 and 27, T23N-R57E, Richland County, Montana, are delineated as a field and permanent spacing unit for production of oil and associated natural gas from the Bakken Formation.

IT IS FURTHER ORDERED that applicant's Steinbeisser 34-22H well authorized by Board Order 56-2005 is now authorized as the second horizontal Bakken Formation well in said permanent spacing unit.

BOARD ORDER NO. 211-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
WESTPORT OIL AND GAS COMPANY, L.P.
TO POOL ALL INTERESTS IN THE
SPACING UNIT COMPRISED OF ALL OF
SECTIONS 22 AND 27, T23N-R57E,
RICHLAND COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION, AND AUTHORIZING
RECOVERY OF NON-CONSENT PENALTIES
IN ACCORDANCE WITH SECTION
82-11-202 (2), M.C.A.

ORDER NO. 212-2005

Docket No. 238-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests in the spacing unit comprised of Sections 22 and 27, T23N-R57E, Richland County, Montana, for production of oil and associated natural gas from the Bakken Formation are pooled on the basis of surface acreage.

IT IS FURTHER ORDERED that non-consent penalties may be recovered in accordance with Section 82-11-202 (2), M.C.A.

BOARD ORDER NO. 212-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
AMEND ANY PREVIOUS ORDERS OF
THE BOARD AND CREATE A
TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTIONS 15
AND 22, T26N-R54E, RICHLAND
COUNTY, MONTANA, FOR THE
DRILLING OF ONE MULTI-LATERAL
HORIZONTAL WELL IN THE BAKKEN
FORMATION, SAID WELL TO BE
LOCATED ANYWHERE WITHIN SAID
SPACING UNIT BUT NOT LESS THAN
660 FEET TO THE BOUNDARIES THEREOF.

ORDER NO. 213-2005

Docket No. 239-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. Applicant's application for a permit to drill the well in this proposed temporary spacing unit was protested by Montana Oil Properties, Inc. Docket 186-2005 was the scheduled hearing on that protest. The Board denied the protest as set forth in Board Order 166-2005.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 15 and 22, T26N-54E, Richland County, Montana, are delineated as a temporary spacing unit for the drilling of one multi-lateral horizontal well in Bakken Formation, said well to be located anywhere within the spacing unit but not closer than 660 feet to the boundaries thereof.

BOARD ORDER NO. 213-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 28
AND 33, T25N-R53E, RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION.

ORDER NO. 214-2005

Docket No. 240-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 28 and 33, T25N-R53E, Richland County, Montana, are delineated as a permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 214-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 4
AND 9, T23N-R54E, RICHLAND COUNTY,
MONTANA, FOR PRODUCTION OF OIL
AND ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER NO. 215-2005

Docket No. 241-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. Jack King recused himself and took no further part in the action on this matter. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 4 and 9, T23N-R54E, Richland County, Montana, are delineated as a field and permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 215-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTION 1,
T23N-R55E AND ALL OF SECTION 36,
T24N-R55E, BOTH IN RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER NO. 216-2005

Docket No. 242-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Section 1, T23N-R55E and all of Section 36, T24N-R55E, Richland County, Montana, are delineated as a permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 216-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 1
AND 12, T24N-R53E, RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION.

ORDER NO. 217-2005

Docket No. 243-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 1 and 12, T24N-R53E, Richland County, Montana, are delineated as a permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 217-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 18
AND 19, T25N-R55E, RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION.

ORDER NO. 218-2005

Docket No. 244-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 18 and 19, T25N-R55E, Richland County, Montana, are delineated as a field and permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 218-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH FIELD
RULES AND CREATE A PERMANENT
SPACING UNIT COMPRISED OF ALL OF
SECTIONS 26 AND 35, T25N-R55E,
RICHLAND COUNTY, MONTANA, FOR
THE PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER NO. 219-2005

Docket No. 245-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 26 and 35, T25N-R55E, Richland County, Montana, are delineated as a field and permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 219-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 17
AND 20, T24N-R54E, RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER NO. 220-2005

Docket No. 246-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 17 and 20, T24N-R54E, Richland County, Montana, are delineated as a permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 220-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 11
AND 14, T23N-R54E, RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER NO. 221-2005

Docket No. 247-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 11 and 14, T23N-R54E, Richland County, Montana, are delineated as a permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 221-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
DELINEATE A FIELD, ESTABLISH
FIELD RULES AND CREATE A
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 9
AND 16, T23N-R56E, RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER NO. 222-2005

Docket No. 248-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Sections 9 and 16, T23N-R56E, Richland County, Montana, are delineated as a permanent spacing unit for the production of oil and associated natural gas from the Bakken Formation.

BOARD ORDER NO. 222-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CONTINENTAL RESOURCES, INC. TO
POOL ALL INTERESTS IN THE
PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTIONS 9
AND 16, T23N-R56E, RICHLAND
COUNTY, MONTANA, FOR THE
PRODUCTION OF OIL AND
ASSOCIATED NATURAL GAS FROM
THE PREVOST #1-9H WELL
COMPLETED AND PRODUCING FROM
THE BAKKEN FORMATION AND
AUTHORIZING THE RECOVERY OF
RISK PENALTIES AS PROVIDED BY
SECTION 82-11-202, M.C.A.

ORDER NO. 223-2005

Docket No. 249-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests in the permanent spacing unit comprised of Sections 9 and 16, T23N-R56E, Richland County, Montana, for production oil and associated natural gas from the Prevost # 1-9H well completed and producing from the Bakken Formation are pooled on the basis of surface acreage.

IT IS FURTHER ORDERED that Continental Resources, Inc. is authorized to recover risk penalties as provided by Section 82-11-202, M.C.A.

BOARD ORDER NO. 223-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
HEADINGTON OIL, LIMITED PARTNERSHIP
TO DRILL AN ADDITIONAL HORIZONTAL
BAKKEN FORMATION WELL IN THE
PERMANENT SPACING UNIT ESTABLISHED
BY BOARD ORDER 76-2005 AND
COMPRISED OF LOTS 1, 2, 3, 4, S½ N½, S½
(ALL) OF SECTION 1, T22N-R57E AND ALL
OF SECTION 36, T23N-R57E, BOTH IN
RICHLAND COUNTY, MONTANA, SAID
WELL TO BE LOCATED ANYWHERE
WITHIN SAID SPACING UNIT BUT NOT
CLOSER THAN 660 FEET TO THE
BOUNDARIES THEREOF.

ORDER NO. 224-2005

Docket No. 252-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Headington Oil, Limited Partnership is authorized to drill an additional horizontal Bakken Formation well in the permanent spacing unit comprised of Lots 1, 2, 3, 4, S½ N½, S½ (all) of Section 1, T22N-R57E and all of Section 36, T23N-R57E, Richland County, Montana, with said well to be located anywhere within the spacing unit but not closer than 660 feet to the boundaries thereof.

BOARD ORDER NO. 224-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
HEADINGTON OIL, LIMITED PARTNERSHIP
TO CREATE A TEMPORARY SPACING UNIT
COMPRISED OF ALL OF SECTION 36,
T25N-R55E, AND LOTS 1, 2, 3, 4, E½W½,
E½ (ALL) OF SECTION 31, T25N-R56E, BOTH
IN RICHLAND COUNTY, MONTANA, AND TO
AUTHORIZE THE DRILLING OF A
HORIZONTAL BAKKEN FORMATION WELL
ANYWHERE WITHIN SAID TEMPORARY
SPACING UNIT BUT NOT CLOSER THAN 660
FEET TO THE BOUNDARIES THEREOF.

ORDER NO. 225-2005

Docket No. 253-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that a temporary Bakken Formation spacing unit is created comprised of all of Section 36, T25N-R55E, Richland County, Montana, and Lots 1, 2, 3, 4, E½W½, E½ (all) of Section 31, T25N-R56E, Richland County, Montana.

IT IS FURTHER ORDERED that applicant may drill a horizontal Bakken Formation well anywhere within said temporary spacing unit but not closer 660 feet to the boundaries thereof.

BOARD ORDER NO. 225-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA BOARD OF OIL AND GAS
CONSERVATION TO AMEND
A.R.M. 36.22.1242 RELATING TO
PRIVILEGE AND LICENSE TAX RATES
ON OIL AND GAS PRODUCTION. THE
BOARD PROPOSES TO REDUCE ITS
ASSESSMENT OF PRIVILEGE AND
LICENSE TAX AS AUTHORIZED IN
SECTION 82-11-131, M.C.A., BECAUSE
THE REVENUE DISTRIBUTED TO THE
BOARD AT THE CURRENT ASSESSMENT
RATE EXCEEDS THE AMOUNT NEEDED
TO SUPPORT BOARD OPERATIONS.
THE BOARD PROPOSES TO REDUCE THE
RATE FROM ITS CURRENT LEVEL OF 2
AND 6/10'S OF ONE PERCENT TO 1 AND
8/10'S OF ONE PERCENT EFFECTIVE
JULY 1, 2005.

ORDER NO. 226-2005

Docket No. 254-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

1. Due, proper and sufficient notice was published and given of this matter, the hearing hereon, and of the time and place of said hearing, as well as the purpose of said hearing; all parties were afforded opportunity to present evidence, oral and documentary.
2. Notice of this proposed amendment was published on April 14, 2005 at page 538 of the 2005 Montana Administrative Register, Issue No. 7. Comments or requests for public hearing on the proposed amendment were to be submitted to Terri Perrigo, Executive Secretary of the Montana Board of Oil and Gas Conservation, by June 2, 2005. No comments or requests for hearing were received.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that, effective July 1, 2005, the privilege and license tax rate as authorized in Section 82-11-131, M.C.A. will be 1.8/10's of one percent.

BOARD ORDER NO. 226-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
ENCORE OPERATING, L.P. TO CONVERT
ITS 23-26H RED RIVER WELL
(API # 25-025-21898) IN SECTION 26,
T9N-R58E, FALLON COUNTY, MONTANA,
TO AN INJECTOR INTO THE CHARLES "B"
AND MISSION CANYON FORMATIONS.
THE CONVERTED WELLBORE WILL BE
USED TO DISPOSE OF EXISTING AND
ANTICIPATED FUTURE INCREASED
VOLUMES OF PRODUCED WATER
GENERATED BY APPLICANT'S MONARCH
FIELD OPERATIONS.

ORDER NO. 227-2005

Docket No. 127-2005

Report of the Board

The above entitled cause came on regularly for hearing on the 9th day of June, 2005 in the conference room of the Billings Petroleum Club in the Billings Sheraton 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 Wayne Smith was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Encore Operating, L.P. is authorized to convert its 23-26H Red River well, API #25-025-21898, located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T9N-R58E, Fallon County, Montana, to an injector into the Charles "B" and Mission Canyon Formations to dispose of existing and anticipated future increased volumes of produced water generated by applicant's Monarch Field operations, subject to the stipulations on the Sundry Notice.

BOARD ORDER NO. 227-2005

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 9th day of June, 2005.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Denzil Young, Vice-Chairman

Don Bradshaw, Board Member

Jack King, Board Member

Elaine Mitchell, Board Member

Joan Stahl, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

