

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

UPON THE BOARDS OWN MOTION
NEWFIELD ROCKY MOUNTAINS TO CREATE
A PERMANENT SPACING UNIT COMPRISED
OF ALL OF SECTION 7, T21N-R60E, RICHLAND
COUNTY, MONTANA, FOR PRODUCTION OF
OIL AND ASSOCIATED NATURAL GAS FROM
THE BAKKEN FORMATION.

ORDER 349-2008

Docket No. 399-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King was absent. At this time and place testimony was presented, statements and exhibits were received, and the Board then took the cause under advisement; and, the Board having fully considered the testimony, statements and exhibits and all things and matters presented to it for its consideration by all parties in the Docket, and being well and fully advised in the premises, finds and concludes as follows:

Findings of Fact

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

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Section 7, T21N-R60E, Richland County, Montana, is designated a permanent spacing unit for production of oil and associated natural gas from the Bakken Formation.

IT IS FURTHER ORDERED that the Franzen 1-7H well is is the designated well for said permanent spacing unit.

BOARD ORDER NO. 349-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
NEWFIELD ROCKY MOUNTAINS TO CREATE
A PERMANENT SPACING UNIT COMPRISED
OF ALL OF SECTION 18, T21N-R60E,
RICHLAND COUNTY, MONTANA, FOR
PRODUCTION OF OIL AND ASSOCIATED
NATURAL GAS FROM THE BAKKEN
FORMATION.

ORDER NO. 350-2008

Docket No. 400-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 18, T21N-R60E, Richland County, Montana, is designated a permanent spacing unit for production of oil and associated natural gas from the Bakken Formation.

IT IS FURTHER ORDERED that the Buxbaum 1-18H well is is the designated well for said permanent spacing unit.

BOARD ORDER NO. 350-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF THE S½ OF SECTION 23 AND
THE N½ OF SECTION 26, T27N-R19E, BLAINE
COUNTY, MONTANA, FOR PRODUCTION OF
EAGLE FORMATION GAS THROUGH THE
WELLBORE OF THE STATE-DIR #23-15-27-19
WELL.

ORDER NO. 351-2008

Docket No. 401-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 23 and the N½ of Section 26, T27N-R19E, Blaine County, Montana, are designated a permanent spacing unit for production of Eagle Formation gas through the wellbore of the State-DIR #23-15-27-19 well.

BOARD ORDER NO. 351-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF THE SW¹/₄ OF SECTION 22 AND
THE NW¹/₄ OF SECTION 27, T27N-R19E, BLAINE
COUNTY, MONTANA, FOR PRODUCTION OF
EAGLE FORMATION GAS THROUGH THE
WELLBORE OF THE STATE-DIR #27-04-27-19
WELL.

ORDER NO. 352-2008

Docket No. 402-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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, T27N-R19E, Blaine County, Montana, are designated a permanent spacing unit for production of Eagle Formation gas through the wellbore of the State-DIR #27-04-27-19 well.

BOARD ORDER NO. 352-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO POOL ALL INTERESTS IN THE PERMANENT
SPACING UNIT COMPRISED OF THE SW¹/₄ OF
SECTION 22 AND THE NW¹/₄ OF SECTION 27,
T27N-R19E, BLAINE COUNTY, MONTANA,
FOR PRODUCTION OF EAGLE FORMATION
GAS FROM THE STATE-DIR #27-04-27-19 WELL,
AND AUTHORIZING RECOVERY OF
NON-CONSENT PENALTIES IN ACCORDANCE
WITH SECTION 82-11-202(2), M.C.A.

ORDER NO. 353-2008

Docket No. 403-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 permanent spacing unit consisting of the SW¹/₄ of Section 22 and the NW¹/₄ of Section 27, T27N-R19E, Blaine County, Montana, are hereby pooled on the basis of surface acreage.

IT IS FURTHER ORDERED that imposition of non-consent penalties in accordance with Section 82-11-202 (2), M.C.A. is hereby authorized.

BOARD ORDER NO. 353-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF THE SE $\frac{1}{4}$ OF SECTION 34 AND
THE SW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 35, T27N-R20E,
LOT 4 OF SECTION 2, AND LOTS 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$
OF SECTION 3, T26N-R20E, BLAINE COUNTY,
MONTANA FOR PRODUCTION OF EAGLE
FORMATION GAS THROUGH THE WELLBORE
OF THE US-DIR #34-16-27-20 WELL.

ORDER NO. 354-2008

Docket No. 404-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 SE $\frac{1}{4}$ of Section 34 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T27N-R20E, Lot 4 of Section 2, and Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 3, T26N-R20E, Blaine County, Montana, are designated a permanent spacing unit for production of Eagle Formation gas through the wellbore of the US-DIR #34-16-27-20 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. 354-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF THE SE¼ OF SECTION 34 AND
THE SW¼ OF SECTION 35, T27N-R20E, BLAINE
COUNTY, MONTANA, FOR PRODUCTION OF
EAGLE FORMATION GAS THROUGH THE
WELLBORE OF THE US-DIR #35-12-27-20 WELL.

ORDER NO. 355-2008

Docket No. 405-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 34 and the SW¼ of Section 35, T27N-R20E, Blaine County, Montana, are designated a permanent spacing unit for production of Eagle Formation gas through the wellbore of the US-DIR #35-12-27-20 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. 355-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF LOTS 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ OF
SECTION 2 AND LOTS 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ OF
SECTION 3, T25N-R17E, BLAINE COUNTY,
MONTANA, FOR PRODUCTION OF EAGLE
FORMATION GAS THROUGH THE WELLBORE
OF THE BOGGESS-DIR #02-12-25-17 WELL.

ORDER NO. 356-2008

Docket No. 406-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ of Section 2 and Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ of Section 3, T25N-R17E, Blaine County, Montana, are designated a permanent spacing unit for production of Eagle Formation gas through the wellbore of the Boggess-DIR #02-12-25-17 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. 356-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF THE E½ OF SECTION 7,
T25N-R18E, BLAINE COUNTY, MONTANA, FOR
PRODUCTION OF EAGLE FORMATION GAS
THROUGH THE WELLBORE OF THE
BIEBINGER #07-07-25-18 WELL.

ORDER NO. 357-2008

Docket No. 407-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 E½ of Section 7, T25N-R18E, Blaine County, Montana, is designated a permanent spacing unit for production of Eagle Formation gas through the wellbore of the Biebinger #07-07-25-18 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. 357-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTION 19, T25N-R18E,
BLAINE COUNTY, MONTANA, FOR PRODUCTION
OF EAGLE FORMATION GAS THROUGH THE
WELLBORE OF THE US-DIR #19-06-25-18 WELL.

ORDER NO. 358-2008

Docket No. 408-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 19, T25N-R18E, Blaine County, Montana, is designated a permanent spacing unit for production of Eagle Formation gas through the wellbore of the US-DIR #19-06-25-18 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. 358-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
LANDTECH ENTERPRISES, LLC TO EXPAND
THE DAKOTA INJECTION ZONE IN THE SUN
BEAGLE #1 SALTWATER DISPOSAL WELL
(API # 25-083-05004) LOCATED IN THE
SW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 17, T23N-R59E,
RICHLAND COUNTY, MONTANA (SIDNEY
FIELD), TO INCLUDE ALL OF THE DAKOTA
FORMATION BETWEEN 5300 AND 5600 FEET.
AN AQUIFER EXEMPTION IS BEING REQUESTED
AS PART OF THE APPLICATION, AS WATER IN
THE PROPOSED INJECTION ZONE CONTAINS
LESS THAN 10,000 MG/L TOTAL DISSOLVED
SOLIDS.

ORDER NO. 359-2008

Docket No. 409-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Landtech Enterprises, LLC is granted as applied for, subject to stipulations on the Sundry Notice.

BOARD ORDER NO. 359-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
SANDS OIL COMPANY TO EXPAND THE MADISON
INJECTION ZONE IN THE HANSON #2-19
SALTWATER DISPOSAL WELL (API #25-099-21226)
LOCATED IN THE NE¼SE¼ OF SECTION 19,
T27N-R4W, TETON COUNTY, MONTANA
(PONDERA FIELD), TO INCLUDE ALL OF THE
MADISON FORMATION BETWEEN 2207 AND
2407 FEET. AN AQUIFER EXEMPTION IS BEING
REQUESTED AS PART OF THE APPLICATION, AS
WATER IN THE PROPOSED INJECTION ZONE
CONTAINS LESS THAN 10,000 MG/L TOTAL
DISSOLVED SOLIDS.

ORDER NO. 360-2008

Docket No. 410-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Sands Oil Company is granted as applied for, subject to stipulations on the Sundry Notice.

BOARD ORDER NO. 360-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
NFR ENERGY LLC TO DRILL AN ADDITIONAL
GAS WELL (THE HILLDALE #3-7-35-15B) TO
TEST PROSPECTIVE ZONES AND FORMATIONS
FROM THE SURFACE DOWN TO THE BASE OF
THE SECOND WHITE SPECKS FORMATION AT
A LOCATION 1725' FNL AND 2075' FEL OF
SECTION 3, T35N-R15E, HILL COUNTY,
MONTANA, WITH A 100-FOOT TOPOGRAPHIC
TOLERANCE AS AN EXCEPTION TO BOARD
ORDER 71-2001.

ORDER NO. 361-2008

Docket No. 413-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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. Prior to hearing, applicant's request was modified to ask for authorization to drill and complete an additional Eagle Formation gas well in an existing permanent spacing unit since the proposed location would be legal for production of gas from zones other than the Eagle Formation.
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 NFR Energy, LLC is authorized to drill an additional Eagle Formation gas well in the permanent spacing unit comprised of all of Section 3, T35N-R15E, Hill County, Montana.

BOARD ORDER NO. 361-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
NFR ENERGY LLC TO DRILL AN ADDITIONAL
GAS WELL (THE HILLDALE #3-7-35-15C) TO
TEST PROSPECTIVE ZONES AND FORMATIONS
FROM THE SURFACE DOWN TO THE BASE OF
THE SECOND WHITE SPECKS FORMATION AT
A LOCATION 2350' FNL AND 1625' FEL OF
SECTION 3, T35N-R15E, HILL COUNTY,
MONTANA, WITH A 100-FOOT TOPOGRAPHIC
TOLERANCE AS AN EXCEPTION TO BOARD
ORDER 71-2001.

ORDER NO. 362-2008

Docket No. 414-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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. Prior to hearing, applicant's request was modified to ask for authorization to drill and complete an additional Eagle Formation gas well in an existing permanent spacing unit since the proposed location would be legal for production of gas from zones other than the Eagle Formation.
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 NFR Energy, LLC is authorized to drill an additional Eagle Formation gas well in the permanent spacing unit comprised of all of Section 3, T35N-R15E, Hill County, Montana.

BOARD ORDER NO. 362-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
NFR ENERGY LLC TO VACATE BOARD ORDER
271-2006 AND TO TERMINATE THE PERMANENT
SPACING UNIT CONSISTING OF THE S½ OF
SECTION 28 AND THE N½ OF SECTION 33,
T35N-R16E, DELINEATED THEREBY, BECAUSE
THE DESIGNATED WELL FOR SAID SPACING
UNIT (THE BESSETTE 28-14-35-16) HAS BEEN
PLUGGED AND ABANDONED.

ORDER NO. 363-2008

Docket No. 415-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of NFR Energy, LLC is granted as applied for.

BOARD ORDER NO. 363-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CRUSADER ENERGY GROUP, LLC TO CREATE
A PERMANENT SPACING UNIT FOR THE
BAKKEN FORMATION COMPRISED OF ALL
OF SECTION 13, T21N-R59E, RICHLAND
COUNTY, MONTANA, AND TO DESIGNATE
THE CANUCKS 1H-13 WELL AS THE
AUTHORIZED WELL FOR SAID SPACING UNIT.

ORDER NO. 364-2008

Docket No. 423-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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, applicant stated oil is being produced from the Bakken Formation but the lateral lies mostly within the Three Forks Formation.
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 all of Section 13, T21N-R59E, Richland County, Montana, is designated a permanent spacing unit for production of oil and associated gas from the Bakken and Three Forks Formations.

IT IS FURTHER ORDERED that the Canucks 1H-13 well is the authorized well for said permanent spacing unit.

BOARD ORDER NO. 364-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
CRUSADER ENERGY GROUP, LLC TO CREATE
A 690.76 ACRE PERMANENT SPACING UNIT
FOR THE BAKKEN FORMATION COMPRISED
OF LOTS 1, 2, 3, 4, S½N½, S½ (ALL) OF
SECTION 4, T21N-R59E, RICHLAND COUNTY, MONTANA,
AND TO DESIGNATE THE FLAMES 1H-4 WELL
AS THE AUTHORIZED WELL FOR SAID
SPACING UNIT.

ORDER NO. 365-2008

Docket No. 424-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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, applicant stated oil is being produced from the Bakken Formation but the lateral lies mostly within the Three Forks Formation.
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 Lots 1, 2, 3, 4, S½N½, S½ (all) of Section 4, T21N-R59E, Richland County, Montana, is designated a 690.76 acre permanent spacing unit for production of oil and associated gas from the Bakken and Three Forks Formations.

IT IS FURTHER ORDERED that the Flames 1H-4 well is the authorized well for said permanent spacing unit.

BOARD ORDER NO. 365-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
PRIMEWEST PETROLEUM INC. TO CONVERT
THE DWYER 2-2 WELL (API # 25-091-21793)
LOCATED IN THE NW¼NE¼ OF SECTION 19,
T32N-R59E, SHERIDAN COUNTY, MONTANA
(DWYER FIELD) TO AN INJECTION WELL IN
THE RATCLIFFE FORMATION AT A DEPTH OF
APPROXIMATELY 7850 FEET.

ORDER NO. 366-2008

Docket No. 430-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of PrimeWest Petroleum, Inc. is granted as applied for, subject to stipulations on the Sundry Notice.

BOARD ORDER NO. 366-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
PRIMEWEST PETROLEUM INC. TO CREATE A
160-ACRE PERMANENT SPACING UNIT FOR
THE BAKKEN FORMATION COMPRISED OF
THE S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ OF SECTION 15, T37N-R57E,
SHERIDAN COUNTY, MONTANA, AND TO
DESIGNATE THE HELLEGARD #7H WELL AS
THE AUTHORIZED WELL FOR SAID SPACING
UNIT. (FLAT LAKE FIELD)

ORDER NO. 367-2008

Docket No. 431-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 15, T37N-R57E, Sheridan County, Montana, is designated a 160-acre permanent spacing unit for production of oil and associated gas from the Bakken Formation.

IT IS FURTHER ORDERED that the Hellegard #7H well is the authorized well for said permanent spacing unit.

BOARD ORDER NO. 367-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
PRIMEWEST PETROLEUM INC. TO CREATE
A 320-ACRE PERMANENT SPACING UNIT
FOR THE NISKU FORMATION COMPRISED
OF THE E½ OF SECTION 24, T32N-R58E,
SHERIDAN COUNTY, MONTANA, AND TO
DESIGNATE THE WILLIE BEE #1 WELL AS
THE AUTHORIZED WELL FOR SAID
SPACING UNIT. (DWYER FIELD)

ORDER NO. 368-2008

Docket No. 432-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 E½ of Section 24, T32N-R58E, Sheridan County, Montana, is designated a 320-acre permanent spacing unit for production of oil and associated gas from the Nisku Formation.

IT IS FURTHER ORDERED that the Willie Bee #1 well is the authorized well for said permanent spacing unit.

BOARD ORDER NO. 368-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
PRIMEWEST PETROLEUM INC. TO POOL
ALL INTERESTS IN THE SPACING UNIT
COMPRISED OF THE E½ OF SECTION 24,
T32N-R58E, SHERIDAN COUNTY,
MONTANA, ON THE BASIS OF SURFACE
ACREAGE, FOR PRODUCTION FROM THE
NISKU FORMATION FROM THE WILLIE
BEE #1 WELL. (DWYER FIELD)

ORDER NO. 369-2008

Docket No. 433-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 is not seeking imposition of risk penalties.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all interests in the permanent spacing unit comprised the E½ of Section 24, T32N-R58E, Sheridan County, Montana, are hereby pooled on the basis of surface acreage for production from the Nisku Formation from the Willie Bee #1 well.

BOARD ORDER NO. 369-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
FIDELITY EXPLORATION & PRODUCTION
COMPANY FOR AUTHORITY TO DRILL
AND PRODUCE A WELL (THE FIDELITY
WELL NO. 1441) AT A LOCATION 283' FNL
AND 487' FWL OF SECTION 20, T31N-R35E,
VALLEY COUNTY, MONTANA, AS AN
EXCEPTION TO THE 660-FOOT SETBACK
FROM UNIT BOUNDARIES AS SET FORTH
IN BOARD ORDER 135-1997. (BOWDOIN FIELD)

ORDER NO. 370-2008

Docket No. 434-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 application of Fidelity Exploration & Production Company is granted as applied for.

BOARD ORDER NO. 370-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
FIDELITY EXPLORATION & PRODUCTION COMPANY
FOR AN EXCEPTION TO THE CX FIELD WELL
LOCATION RULE TO DRILL WELLS TO TEST FOR
THE PRESENCE OF COAL BED NATURAL GAS AT
THE FOLLOWING LOCATIONS IN BIG HORN
COUNTY, MONTANA: ONE WELL (THE STATE
FED 24M/C/W-2580) IN THE PERMANENT SPACING
UNIT COMPRISED OF THE SW¹/₄ OF SECTION 25,
T8S-R40E, AT A LOCATION 2448' FWL AND 715' FSL
OF SAID SECTION 25; AND ONE WELL (THE STATE
FED 22M/C/W-0290) IN THE PERMANENT SPACING
UNIT COMPRISED OF LOTS 3 AND 4, S¹/₂NW¹/₄ (NW¹/₄)
OF SECTION 2, T9S-R40E, AT A LOCATION 2450' FWL
AND 2016' FNL OF SAID SECTION 2. THE PROPOSED
LOCATIONS ARE IN THE CX FIELD AND ARE
INCLUDED IN THE CORRAL CREEK PLAN OF
DEVELOPMENT.

ORDER NO. 371-2008

Docket No. 435-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 application of Fidelity Exploration & Production Company is granted as applied for.

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

BOARD ORDER NO. 371-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
ST. MARY LAND & EXPLORATION COMPANY
TO CREATE A PERMANENT SPACING UNIT
FOR THE MISSION CANYON FORMATION
COMPRISED OF THE W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ OF
SECTION 34, T23N-R58E, RICHLAND COUNTY,
MONTANA, AND TO DESIGNATE APPLICANT'S
JOHNSON 34-1 WELL AS THE AUTHORIZED
WELL FOR SAID SPACING UNIT.

ORDER NO. 372-2008

Docket No. 436-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, T23N-R58E, Richland County, Montana, is designated a permanent spacing unit for production of oil and associated gas from the Mission Canyon Formation.

IT IS FURTHER ORDERED that applicant's Johnson 34-1 well is the authorized well for said permanent spacing unit.

BOARD ORDER NO. 372-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
SOLOMON EXPLORATION, INC. TO DRILL AN
ADDITIONAL WELL (THE OLSON #33-17-4) TO
THE LOWER EAGLE SANDSTONE FORMATION
IN TIGER RIDGE FIELD IN SECTION 33,
T31N-R17E, HILL COUNTY, MONTANA, AT A
LOCATION 400' FEL AND 80' FSL OF SAID
SECTION 33 WITH A 75-FOOT TOPOGRAPHIC
TOLERANCE IN ANY DIRECTION EXCEPT
SOUTH, AS AN EXCEPTION TO BOARD
ORDERS 52-1977 AND 8-1983.

ORDER NO. 373-2008

Docket No. 438-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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. Two protestants with interests in Tiger Ridge Unit, which is to the east of the proposed well, appeared at the hearing: attorney John Lee on behalf of the unit operator, Devon Energy Production Company L.P., and Pascual Laborda of the Bureau of Land Management. The protestants met with the applicant and agreed not to protest on the condition that applicant will not produce from the well until a border agreement is established or, if that is not possible, until applicant returns to the Board. Applicant agreed.
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 Solomon Exploration, Inc. is authorized to drill an additional well, the Olson #33-17-4, to the lower Eagle Sandstone Formation in Tiger Ridge Field in Section 33, T31N-R17E, Hill County, Montana, at a location 400' FEL and 80' FSL of said Section 33 with a 75-foot topographic tolerance in any direction except south, as an exception to Board Orders 52-1977 and 8-1983.

BOARD ORDER NO. 373-2008

IT IS FURTHER ORDERED that, should applicant's proposed well be successful, all proceeds shall be escrowed in an interest-bearing account pending execution of a border agreement among all affected parties. Alternatively, should engineering and geologic data acquired from such well indicate that a border agreement is not required to protect correlative rights, the applicant may submit such information to the Board's Administrator who may either make a determination that a border agreement is not required and that escrowed proceeds may be released, or refer the matter to the Board for hearing.

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC. TO
CREATE A PERMANENT SPACING UNIT
COMPRISED OF THE SE¼ OF SECTION 35
AND THE SW¼ OF SECTION 36, T31N-R23E,
AND THE NE¼ OF SECTION 2, T30N-R23E,
FORT BELKNAP INDIAN RESERVATION,
BLAINE COUNTY, MONTANA, FOR
PRODUCTION OF EAGLE FORMATION
NATURAL GAS FROM APPLICANT'S ML&E
STEPHENS WHITE BEAR 13-36 WELL.

ORDER NO. 374-2008

Docket No. 442-2008 & 9-2009 FED

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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, applicant modified its application to create an overlapping 640-acre permanent spacing unit for the Eagle Formation by adding the NW¼ of Section 1, T30N-R23E, Blaine County, to the original request. Those 640 acres were previously designated a temporary spacing unit by the BLM in Order 7-2007 FED.
3. There are allotted Indian mineral interests in Sections 1, 2 and 35, and the BLM will issue the Order pertaining to those lands.
4. The evidence indicates that granting the application as 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 SE¼ of Section 35 and the SW¼ of Section 36, T31N-R23E, and the NW¼ of Section 1 and the NE¼ of Section 2, T30N-R23E, Fort Belknap Indian Reservation, Blaine County, Montana, are designated an overlapping permanent spacing unit for production of Eagle Formation natural gas from applicant's ML&E Stephens White Bear 13-36 well.

BOARD ORDER NO. 374-2008

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 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
MONTANA LAND & EXPLORATION, INC. TO
CREATE A PERMANENT SPACING UNIT
COMPRISED OF ALL OF SECTION 12,
T30N-R23E, FORT BELKNAP INDIAN
RESERVATION, BLAINE COUNTY,
MONTANA, FOR PRODUCTION OF EAGLE
FORMATION NATURAL GAS FROM
APPLICANT'S ML&E STEPHENS WHITE
BEAR 7-12 AND 10-12 WELLS.

ORDER NO. 375-2008

Docket No. 444-2008 & 11-2009 FED

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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. There are fee lands in the E½ of Section 12, T30N-R23E. The Board's Order pertains to those lands. The BLM will issue the Order for the remaining lands.
3. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that all of Section 12, T30N-R23E, Fort Belknap Indian Reservation, Blaine County, Montana, is designated a permanent spacing unit for production of Eagle Formation natural gas from applicant's ML&E Stephens White Bear 7-12 and 10-12 wells.

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. 375-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
FLYING J OIL AND GAS INC. TO DRILL THE
RUEGSEGGER 13-13 SWD WELL IN THE
SW¹/₄SW¹/₄ OF SECTION 13, T36N-R52E,
SHERIDAN COUNTY, MONTANA,
(OUTLOOK FIELD) FOR SALTWATER
DISPOSAL IN THE MOWRY, MUDDY AND
DAKOTA FORMATIONS AT A DEPTH OF
APPROXIMATELY 3500 TO 4900 FEET.

ORDER NO. 376-2008

Docket No. 447-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 application of Flying J Oil and Gas Inc. is granted as applied for, subject to stipulations on the Sundry Notice.

BOARD ORDER NO. 376-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A TEMPORARY SPACING UNIT
COMPRISED OF THE E½ OF SECTION 24,
T27N-R19E AND LOTS 1, 2, 3, 4, E½W½ (W½) OF
SECTION 19, T27N-R20E, BLAINE COUNTY,
MONTANA, TO DRILL A JUDITH RIVER/EAGLE
FORMATION GAS WELL
(THE STATE # 24-09-27-19) WITHIN SAID
SPACING UNIT AT A LOCATION 1850' FSL
AND 300' FEL OF SAID SECTION 24, WITH A
200-FOOT TOPOGRAPHIC TOLERANCE, AS AN
EXCEPTION TO A.R.M. 36.22.702 AND BOARD
ORDER 45-1976.

ORDER NO. 377-2008

Docket No. 348-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Devon Energy Production Company, L.P. is granted as applied for.

BOARD ORDER NO. 377-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A TEMPORARY SPACING UNIT
COMPRISED OF THE S½ OF SECTION 12 AND
THE N½ OF SECTION 13, T27N-R19E, BLAINE
COUNTY, MONTANA, TO DRILL A JUDITH
RIVER/EAGLE FORMATION GAS WELL (THE
STATE # 13-02-27-19) AT A LOCATION
APPROXIMATELY 650' FNL AND 2200' FEL OF
SAID SECTION 13, WITH A 100-FOOT
TOPOGRAPHIC TOLERANCE, AS AN EXCEPTION
TO BOARD ORDER 45-1976. APPLICANT STATES
IT WILL APPLY FOR PERMANENT SPACING
WITHIN 90 DAYS OF SUCCESSFUL COMPLETION.

ORDER NO. 378-2008

Docket No. 349-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 12 and the N½ of Section 13, T27N-R19E, Blaine County, Montana, are designated a temporary spacing unit to drill a Judith River/Eagle Formation gas well (the State # 13-02-27-19) at a location approximately 650' FNL and 2200' FEL of said Section 13, with a 100-foot topographic tolerance, as an exception to Board Order 45-1976.

IT IS FURTHER ORDERED applicant will apply for permanent spacing within 90 days of successful completion.

BOARD ORDER NO. 378-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A TEMPORARY SPACING UNIT
COMPRISED OF THE SE¼ OF SECTION 23, THE
SW¼ OF SECTION 24, THE NW¼ OF SECTION 25
AND THE NE¼ OF SECTION 26, T27N-R19E,
BLAINE COUNTY, MONTANA, TO DRILL A
JUDITH RIVER/EAGLE/NIOBRARA/CARLILE
SHALE AND GREENHORN FORMATION GAS
WELL (THE STATE # 26-01-27-19) AT A
LOCATION APPROXIMATELY 375' FNL AND
150' FEL OF SAID SECTION 26, WITH A
200-FOOT TOPOGRAPHIC TOLERANCE, AS AN
EXCEPTION TO A.R.M. 36.22.702. APPLICANT
STATES IT WILL APPLY FOR PERMANENT
SPACING WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION.

ORDER NO. 379-2008

Docket No. 351-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Devon Energy Production Company, L.P. is granted as applied for.

IT IS FURTHER ORDERED that applicant shall apply for permanent spacing within 90 days of successful completion.

BOARD ORDER NO. 379-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
DEVON ENERGY PRODUCTION COMPANY, L.P.
TO CREATE A TEMPORARY SPACING UNIT
COMPRISED OF THE S½ OF SECTION 11 AND
THE N½ OF SECTION 14, T31N-R16E, HILL
COUNTY, MONTANA, TO DRILL A JUDITH
RIVER/EAGLE/NIOBRARA/CARLILE SHALE
AND GREENHORN FORMATION GAS WELL
(THE MOLITOR # 14-02-31-16) AT AN
APPROXIMATE LOCATION 225' FNL AND
1990' FEL OF SAID SECTION 14, WITH A
200-FOOT TOPOGRAPHIC TOLERANCE, AS AN
EXCEPTION TO BOARD ORDERS 17-1967 AND
23-1968. APPLICANT STATES IT WILL APPLY
FOR PERMANENT SPACING WITHIN 90 DAYS
OF SUCCESSFUL COMPLETION.

ORDER NO. 380-2008

Docket No. 352-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 11 and the N½ of Section 14, T31N-R16E, Hill County, Montana, are designated a temporary spacing unit to drill a Judith River/Eagle/Niobrara/Carlile Shale and Greenhorn Formation gas well (the Molitor # 14-02-31-16) at an approximate location 225' FNL and 1990' FEL of said Section 14, with a 200-foot topographic tolerance, as an exception to Board Orders 17-1967 and 23-1968.

IT IS FUTHER ORDERED that applicant will apply for permanent spacing within 90 days of successful completion.

BOARD ORDER NO. 380-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
KLABZUBA OIL & GAS, INC. TO CREATE A
TEMPORARY SPACING UNIT COMPRISED
OF THE SE¼ OF SECTION 23 AND THE SW¼
OF SECTION 24, T35N-R12E, HILL COUNTY,
MONTANA TO DRILL A GAS WELL (THE
PETERSON # 24-13-35-12B) TO TEST
PROSPECTIVE ZONES AND FORMATIONS
FROM THE SURFACE DOWN TO THE BASE
OF THE SECOND WHITE SPECKS FORMATION
WITHIN SAID TRACT AT A PROPOSED
LOCATION 1016' FSL AND 330' FWL OF SAID
SECTION 24, WITH A 100-FOOT TOPOGRAPHIC
TOLERANCE IN ANY DIRECTION EXCEPT
SOUTH, AS AN EXCEPTION TO A.R.M.
36.22.702. APPLICANT STATES IT WILL APPLY
FOR PERMANENT SPACING WITHIN 90 DAYS
OF SUCCESSFUL WELL COMPLETION.

ORDER NO. 381-2008

Docket No. 353-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Klabzuba Oil & Gas, Inc. is granted as applied for.

IT IS FURTHER ORDERED that applicant shall apply for permanent spacing within 90 days of successful completion.

BOARD ORDER NO. 381-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
KLABZUBA OIL & GAS, INC. TO CREATE A
TEMPORARY SPACING UNIT COMPRISED
OF THE E½ OF SECTION 19 AND THE W½
OF SECTION 20, T35N-R17E, HILL COUNTY,
MONTANA, TO DRILL A GAS WELL (THE
EAST END # 19-8-35-17) TO TEST THE EAGLE
AND NIOBRARA FORMATIONS WITHIN
SAID TRACT AT A PROPOSED LOCATION
2385' FNL AND 140' FEL IN SAID SECTION
19, WITH A 75-FOOT TOPOGRAPHIC
TOLERANCE, AS AN EXCEPTION TO
A.R.M. 36.22.702. APPLICANT STATES IT
WILL APPLY FOR PERMANENT SPACING
WITHIN 90 DAYS OF SUCCESSFUL WELL
COMPLETION.

ORDER NO. 382-2008

Docket No. 354-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Klabzuba Oil & Gas, Inc. is granted as applied for.

IT IS FURTHER ORDERED that applicant shall apply for permanent spacing within 90 days of successful completion.

BOARD ORDER NO. 382-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
KLABZUBA OIL & GAS, INC. TO CREATE A
TEMPORARY SPACING UNIT COMPRISED
OF THE W½ OF SECTION 20, T35N-R17E,
HILL COUNTY, MONTANA, TO DRILL A GAS
WELL (THE EAST END # 20-12-35-17C) TO
TEST THE EAGLE AND NIOBRARA
FORMATIONS WITHIN SAID TRACT AT A
PROPOSED LOCATION 2440' FSL AND
1350' FWL OF SAID SECTION 20, WITH A
75-FOOT TOPOGRAPHIC TOLERANCE, AS
AN EXCEPTION TO A.R.M. 36.22.702 AND
ANY APPLICABLE BOARD ORDERS.
APPLICANT STATES IT WILL APPLY FOR
PERMANENT SPACING WITHIN 90 DAYS
OF SUCCESSFUL WELL COMPLETION.

ORDER NO. 383-2008

Docket No. 355-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Klabzuba Oil & Gas, Inc. is granted as applied for.

IT IS FURTHER ORDERED that applicant shall return for permanent spacing within 90 days of successful completion.

BOARD ORDER NO. 383-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
KLABZUBA OIL & GAS, INC. TO CREATE A
PERMANENT SPACING UNIT COMPRISED
OF ALL OF SECTION 7, T35N-R17E, HILL
COUNTY, MONTANA, FOR PRODUCTION
OF NIOBRARA FORMATION GAS THROUGH
THE WELLBORE OF THE BESSETTE
#7-3-35-17 WELL.

ORDER NO. 384-2008

Docket No. 357-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 7, T35N-R17E, Hill County, Montana, is designated a permanent spacing unit for production of Niobrara Formation gas through the wellbore of the Bessette #7-3-35-17 well.

BOARD ORDER NO. 384-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
KLABZUBA OIL & GAS, INC. TO DRILL AN
ADDITIONAL EAGLE SAND/NIOBRARA
FORMATION GAS WELL (THE
BALTRUSCH # 15-4-33-17B) WITHIN THE
TEMPORARY SPACING UNIT COMPRISED
OF ALL OF SECTION 15, T33N-R17E,
BLAINE COUNTY, MONTANA, AT A
LOCATION 990' FNL AND 990' FWL OF
SAID SECTION 15, WITH A 100-FOOT
TOLERANCE IN ANY DIRECTION NOT
CLOSER TO THE SPACING UNIT BOUNDARY,
AND TO COMMINGLE PRODUCTION FROM
SAID FORMATIONS IN THE WELLBORE, AS
AN EXCEPTION TO A.R.M. 36.22.702.

ORDER NO. 385-2008

Docket No. 358-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Klabzuba Oil & Gas, Inc. is granted as applied for.

BOARD ORDER NO. 385-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
ST. MARY LAND & EXPLORATION COMPANY
TO CREATE A PERMANENT SPACING UNIT
FOR PRODUCTION FROM THE NISKU
FORMATION COMPRISED OF THE SW¼ OF
SECTION 1, THE SE¼ OF SECTION 2, THE NE¼
OF SECTION 11 AND THE NW¼ OF SECTION
12, T33N-R58E, SHERIDAN COUNTY,
MONTANA, AND TO DESIGNATE
APPLICANT'S MELBY 14-1HR WELL AS
THE AUTHORIZED WELL FOR SAID
SPACING UNIT.

ORDER NO. 386-2008

Docket No. 367-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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. Members Jack King and Joan Duffield were 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 SW¼ of Section 1, the SE¼ of Section 2, the NE¼ of Section 11 and the NW¼ of Section 12, T33N-R58E, Sheridan County, Montana, are designated a permanent spacing unit for production of oil and associated gas from the Nisku Formation.

IT IS FURTHER ORDERED that applicant's Melby 14-1HR well is the authorized well for said spacing unit.

BOARD ORDER NO. 386-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE AMENDED APPLICATION OF
PINNACLE GAS RESOURCES, INC. TO CREATE
80-ACRE SPACING UNITS WITH 220-FOOT
SETBACKS IN ALL OF SECTION 33, T7S-R41E,
ROSEBUD COUNTY, MONTANA, FOR
PRODUCTION OF NATURAL GAS FROM ALL
COAL BED ZONES FROM THE SURFACE OF
THE EARTH TO THE BASE OF THE FORT
UNION FORMATION AND TO AUTHORIZE
COMMINGLING IN THE WELLBORE OF GAS
PRODUCED FROM DIFFERENT COAL BEDS.

ORDER NO. 387-2008

Docket No. 368-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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, attorney Loren J. O'Toole, II appeared on behalf of his client Diamond Cross Properties LLC. Mr. O'Toole does not believe the Board has the authority to create a permanent spacing unit without production or a discovered pool. He also does not believe applicant should be able to drill a well without addressing what it is going to do with the water.
3. Board Administrator Tom Richmond recommended this application be handled as a request for 80-acre temporary spacing units rather than permanent spacing.
4. The evidence indicates that granting the application will serve to protect correlative rights and be in the interest of conservation of oil and gas in the State of Montana.

Order

IT IS THEREFORE ORDERED by the Board of Oil and Gas Conservation of the State of Montana that Pinnacle Gas Resources, Inc. is authorized to designate 80-acre temporary spacing units with 220-foot setbacks in all of Section 33, T7S-R41E, Rosebud County, Montana, to drill one test well in each temporary spacing unit to test for the presence of natural gas from all coal bed zones from the surface of the earth to the base of the Fort Union Formation.

IT IS FURTHER ORDERED that no water or gas can be produced from said exploratory wells until applicant returns to the Board for permanent spacing.

BOARD ORDER NO. 387-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary

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

UPON THE APPLICATION OF
KODIAK OIL & GAS CORP. TO CREATE A
TEMPORARY SPACING UNIT COMPRISED
OF THE SW¼ OF SECTION 20 AND THE
NW¼ OF SECTION 29, T34N-R58E,
SHERIDAN COUNTY, MONTANA, TO
DRILL A RED RIVER FORMATION TEST
WELL AT A LOCATION 400' FSL AND
280' FWL OF SAID SECTION 20 WITH A
PROPOSED BOTTOM HOLE LOCATION
APPROXIMATELY 380' FNL AND 660' FWL
OF SAID SECTION 29 AS AN EXCEPTION
TO A.R.M. 36.22.702. APPLICANT WILL
APPLY FOR PERMANENT SPACING
WITHIN 90 DAYS OF SUCCESSFUL
COMPLETION OF THE PROPOSED WELL.

ORDER NO. 388-2008

Docket No. 387-2008

Report of the Board

The above entitled cause came on regularly for hearing on the 11th day of December, 2008 in the conference room of the Billings Petroleum Club in the Crowne Plaza Billings 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 Jack King 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 application of Kodiak Oil & Gas Corp. is granted as applied for.

BOARD ORDER NO. 388-2008

Done and performed by the Board of Oil and Gas Conservation of the State of Montana at Billings, Montana, this 11th day of December, 2008.

BOARD OF OIL AND GAS CONSERVATION
OF THE STATE OF MONTANA

Linda Nelson, Chairman

Wayne Smith, Vice-Chairman

Don Bradshaw, Board Member

Joan Duffield, Board Member

Ronald S. Efta, Board Member

Bret Smelser, Board Member

ATTEST:

Terri H. Perrigo, Executive Secretary