STATE OF MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION BOARD OF OIL AND GAS CONSERVATION MINUTES OF THE MEETING AND PUBLIC HEARING April 9 & 10, 2025

CALL TO ORDER

The regular business meeting of the Montana Board of Oil and Gas Conservation was called to order by Chairman Steven Durrett at 2:00 p.m., Wednesday, April 9, 2025, at its office at 2535 St. Johns Avenue in Billings, Montana. Board members present were Chairman Steven Durrett, Roy Brown, Mac McDermott, Barbara Skelton, John Tietz, Corey Welter, and Jeff Wivholm. Staff present was Ben Jones, Ben Davis, John Gizicki, Terisa Oomens, Jennifer Breton, Shea Sizemore, and Scot Bloomfield.

PUBLIC COMMENT ON AGENDA AND NON-AGENDA ITEMS

No comments were made.

APPROVAL OF MINUTES

A motion was made by Mr. McDermott, seconded by Mr. Brown and unanimously passed, to approve the minutes of the February 19, 2025, business meeting.

REVIEW AND DISCUSSION OF ARM 36.22.1223 – FENCING, SCREENING, AND NETTING OF PITS

Mr. Jones reviewed ARM 36.22.1223 – fencing, screening, and netting of pits, attached as Exhibit 1. This discussion was in response to a letter the Board received prior to the last business meeting from Senator Butch Gillespie regarding his request for rulemaking to require fencing around pits containing produced water to prevent potential environmental and safety hazards. The current rule requires pits that contain produced water with more than 15,000 part per millions (ppm) total dissolved solids (TDS) be fenced. Mr. Jones is unsure where the 15,000 ppm TDS limit came from as this was well above the TDS limit that is acceptable for livestock and wildlife. Wyoming has a rule that states "fencing or other reasonable means" is needed to secure the site to protect wildlife and livestock. North Dakota has a rule similar to the Board's, but requires "all pits that contain saltwater to be fenced." The rule does not define saltwater.

Mr. Zack Winfield with State Trust Lands noted there are no fencing stipulations in state leases and thought that opening the rule to reduce conflict is good.

Scott Bye and Korey Fauque, landowners and ranchers, along with Peter Taylor, attorney, with Lund Law PLLC reviewed a letter in support of amending the rule, attached as Exhibit 2. Somont Oil Company, Inc. (Somont) operates wells on their land and had sent letters to the landowners giving them the option to accept liability for the fence or the fence was going to be removed as a result of a previous court case. Mr. Fauque reviewed a binder of current issues with Somont regarding produced water discharge, attached as Exhibit

3.

Staff noted DEQ has jurisdiction over the discharge of produced water, and this is not within the Board's authority.

Mr. Jones recommended staff draft a rule requiring all produced water pits to be fenced for the Board to consider at the June business meeting that would address one of the main concerns being presented to the Board, be in line with pits rules in nearby states, and allow the conversation among stakeholders to continue. There was discussion about whether there should be exceptions to allow landowners to access pits for their livestock.

<u>Motion:</u> Mr. Tietz made the motion to direct staff to review the rule and draft a rule amendment that all produced water pits to be fenced and to include a possible landowner wavier if it is in mutual agreement with the operator. Mr. Wivholm seconded, and the motion passed unanimously.

Staff will put together a draft to be reviewed at the June business meeting. At that time, the Board can vote to initiate rulemaking. If the Board enters rulemaking, there will be a public hearing and comment period. The rulemaking process can take up to 6 months. A small business impact analysis will be required to determine how this rule will affect the operators of the 5,500 pit permits.

There was discussion about whether Somont should appear before the Board to address many of these landowner/surface issues. Mr. Jones noted that Somont can be added to the June agenda or docketed for hearing, but the operator has been very responsive to staff and are working toward addressing its current compliance issues. No further action was taken.

DELINQUENT ANNUAL UIC FEES

Mr. Gizicki brought to the Board's attention the remaining four UIC operators who have not paid the 2025 annual injection fee of \$200 per injection well that was due on January 31, 2025. Three of the operators are D90 Energy, LLC (D90), Montana Energy Company, LLC (MEC), and Big Sky Energy, LLC (Big Sky).

Mr. Gizicki recommended the Board assess these operators a \$100 late fee for each injection well for failure to pay its annual injection well fee prior to the deadline. Mr. Gizicki also recommended the operators appear and show cause at the June hearing, why additional penalties should not be imposed for failure to pay the annual injection fee for its permitted injection wells and the late fee assessed for nonpayment with Board staff having the authority to dismiss the docket if the operators achieve compliance prior to the June 12, 2025, public hearing.

<u>Motion:</u> Mr. Welter made the motion to approve the recommendation. Mr. McDermott seconded, and the motion passed unanimously.

The fourth operator is Bad Water Disposal, LLC (Bad Water), who also needs to remedy a spill at the FLB Spokane 3 well location.

Mr. Gizicki recommended the Board assess Bad Water a \$100 late fee for its one injection well for failure to pay its annual injection well fee prior to the deadline. Mr. Gizicki also recommended Bad Water to appear and show cause, if any it has, why additional penalties should not be imposed for failure to pay the annual injection fee for its permitted injection well, the late fee assessed for nonpayment, and for failure to remedy the field violation with Board staff having the authority to dismiss the docket if Bad Water achieves compliance prior to the June 12, 2025, public hearing.

Motion: Mr. McDermott made the motion to approve the recommendation. Mr. Brown seconded, and the motion passed unanimously.

The Board issued four Administrative Orders regarding these operators, attached as Exhibit 4.

TSAVOIL, LLC

Mr. Jones discussed TSAVOIL, LLC's (TSAVOIL) O'Connor 20-34 well, API # 25-085-22008. There was a location built with conductor set in Roosevelt County, Montana. The field inspector at the time signed off on bond release even though there was a location built. Staff reached out to TSAVOIL and it will post a bond and remedy the remaining reclamation work. TSAVOIL's response is attached as Exhibit 5. Staff will continue to monitor TSAVOIL's work toward resolving this situation.

PRODUCTION ENERGY PARTNERS, LLC

Mr. Jones discussed Production Energy Partners, LLC (PEP) response to staff's letter, attached as Exhibit 6. In 2020, D90 Energy LLC (D90) appeared before the Board regarding its bonding for the transfer of TAQA USA, Inc.'s 162 producing wells and 35 injection wells. At that hearing, PEP testified that it was the owner of the wells and D90 was going to be the bonded contract operator. PEP stated as the well owner, it would retain responsibility for the plugging and reclamation requirements under 82-11-123, MCA.

Recently, D90 has filed for bankruptcy. There is a pending transfer of 54 of D90's wells to WY Basin Operating LLC. Ms. Terisa Oomens reached out to the bankruptcy trustee and these 54 wells were transferred prior to D90 filing for bankruptcy and are not subject to bankruptcy court. None of the wells not included in the transfer were listed in the bankruptcy filing either.

The Board requested Ms. Oomens to reach out to the bankruptcy trustee to confirm the number of wells involved in the transfer.

FINANCIAL REPORT

Mrs. Breton discussed the financial statement, attached as Exhibit 7.

BOND SUMMARY & INCIDENT REPORT

Mr. Jones presented the bond report and the incident report, attached as Exhibit 8 & 9.

DOCKET SUMMARY

Mr. Jones presented the docket summary, attached as Exhibit 10.

GAS FLARING EXCEPTIONS

There were no flaring exceptions to review.

Mr. Jones noted that over the last few months OneOK and Highlands have had planned outages and capacity constraints, so there have been additional wells flaring during those outages.

INACTIVE WELL REVIEW

Mr. Davis reviewed a list of inactive well operators and their current statuses, attached as Exhibit 11.

ORPHAN WELL AND FEDERAL GRANT UPDATE

The federal funding freeze does not affect the orphan well plugging grant. There are 55 wells remaining to be plugged and Liquid Gold, a plugging contractor, is expected to begin plugging soon.

The guidance documents for the remaining federal grants for plugging orphan wells have been pulled for review. The guidance is being rewritten, and staff will continue to monitor the federal grants.

The Request for Proposal (RFP) for the three wells orphaned by Bootstrap Oil LLC will close to bidders on April 12, 2025. Mr. Jones expects the bids to be around \$410,000 - \$500,000. With the damage mitigation account balance over \$1.1 million, if this contract is signed before fiscal year end, the Board should still get the RITT deposit beginning on July 1, 2025.

There has been some issue with the surface owner of one of the wells who has locked the gate to the location and will only unlock the gate once he gets paid. BOGC has the legal authority to plug and abandon the well. Mr. Jones has tried to reach out to the surface owner without success but will keep trying.

Mr. Jones and Mr. Gizicki are working on Class VI UIC Primacy documentation. There is a draft Invitation for Bid (IFB) currently being reviewed by the procurement office in Helena.

STAFF REPORTS

Ben Jones

Mr. Jones provided a legislative update and discussed oil and gas related bills:

The Board's budget was approved by House Appropriations and will move onto the Senate finance committee.

There has been no executive action on board member confirmations.

SB 339 proposes to allow excess funding from the privilege and license tax to go into the Board's damage mitigation account to plug orphan wells. There is no reduction to the amount cities and counties receive and there is no impact to industry. Oil and gas producers will continue to pay 0.30%. Staff recently wrapped up the fiscal note on this bill with no fiscal impact. This bill is currently with the house taxation committee. If the bill passes, rulemaking will be required to reduce the privilege and license tax rate to take advantage of any excess funds going to the damage mitigation account.

SB379 proposes to revise state-tribal consultation. If passed, the Board may be required to hire a tribal liaison who would reach out to tribes and see if permitting activity would affect the tribe. Staff will monitor this bill closely.

Mr. Jones and Chairman Durrett recently spoke with the Legislative Audit Division regarding Board operations and production accounting. This audit request is a result from a Legislative Audit Committee meeting back in June 2024. Pending the outcome of the recent discussion, it may expand into a full audit.

Mr. Jones requested Board Order 76-2025, issued to Powder Battalion Holdings LLC (Powder Battalion), be amended to follow sage grouse timing restrictions and to delay the requirement to begin to plug and abandon its two wells until August 1, 2025, instead of July 10, 2025.

Mr. Jones recommended Powder Battalion's deadline to begin the process to plug and abandon its wells be modified to August 1, 2025. Following the August 1, 2025, deadline, a penalty of \$250 per day be assessed until the above-mentioned work has commenced.

<u>Motion:</u> Mr. Welter made the motion to approve the recommendation. Mr. Brown seconded, and the motion passed unanimously. The Board issued Administrative Order 6-A-2025, attached as Exhibit 10.

Ben Davis

Mr. Davis provided the Board an update on well activity, attached as Exhibit 11.

John Gizicki

Montana has been asked to host this year's EPA region 8 annual directors meeting at the end of October. It has been 20 years since Montana last hosted this event. Mr. Gizicki plans to minimize costs and hold the meeting at the office. He anticipates there will be less than \$1,000 in expenditures. The Board had no issue with Montana hosting the event or the anticipated expenditures.

OTHER BUSINESS

No other business discussed.

PUBLIC HEARING

The Board reconvened on Thursday, April 10, 2025, at 9:00 a.m. at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings, Montana, to hear the matters docketed for public hearing. As a result of the discussion, testimony, technical data, and other evidence placed before the Board, the following action was taken in each matter.

<u>Docket 93-2025</u> – A motion was made by Mrs. Skelton, seconded by Mr. Wivholm and passed, to approve the application of Prima Exploration, Inc.as set forth in Board Order 77-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 94-2025</u> – A motion was made by Mrs. Skelton, seconded by Mr. Wivholm and passed, to approve the application of Prima Exploration, Inc.as set forth in Board Order 78-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 95-2025 / 7-2025 FED</u> – The application of Kraken Oil & Gas LLC was continued to the June 2025 hearing.

<u>Docket 96-2025 / 8-2025 FED</u> – The application of Kraken Oil & Gas LLC was continued to the June 2025 hearing.

<u>Docket 97-2025 / 9-2025 FED</u> – A motion was made by Mr. Welter, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 79-2025.

<u>Docket 98-2025 / 10-2025 FED</u> – A motion was made by Mr. Welter, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 80-2025.

<u>Docket 99-2025</u> – The application of Kraken Oil & Gas LLC was continued to the June 2025 hearing.

Docket 100-2025 – The application of Kraken Oil & Gas LLC was continued to the June 2025 hearing.

<u>Docket 101-2025</u> – The application of Phoenix Operating LLC was continued to the June 2025 hearing.

Docket 102-2025 – The application of Phoenix Operating LLC was continued to the June 2025 hearing.

<u>Docket 103-2025 / 11-2025 FED</u> – The application of Phoenix Operating LLC was withdrawn.

<u>Docket 104-2025 / 12-2025 FED</u> – The application of Phoenix Operating LLC was withdrawn.

<u>Docket 105-2025</u> – A motion was made by Mr. Welter, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 81-2025.

<u>Docket 106-2025</u> – A motion was made by Mr. Welter, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 82-2025.

Docket 107-2025 – The application of Kraken Oil & Gas LLC was withdrawn.

Docket 108-2025 – The application of Kraken Oil & Gas LLC was withdrawn.

<u>Docket 109-2025</u> – The application of Kraken Oil & Gas LLC was continued to the June 2025 hearing.

<u>Docket 110-2025</u> – The application of Kraken Oil & Gas LLC was continued to the June 2025 hearing.

<u>Docket 111-2025 / 13-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 83-2025.

<u>Docket 112-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 84-2025.

<u>Docket 113-2025 / 14-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 85-2025.

<u>Docket 114-2025 / 15-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 86-2025.

<u>Docket 115-2025 / 16-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 87-2025.

<u>Docket 116-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 88-2025.

<u>Docket 117-2025 / 17-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 89-2025.

<u>Docket 118-2025 / 18-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 90-2025.

<u>Docket 119-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 91-2025.

<u>Docket 120-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 92-2025.

<u>Docket 121-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 93-2025.

<u>Docket 122-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Brown and unanimously passed, to approve the application of Kraken Oil & Gas LLC as set forth in Board Order 94-2025.

<u>Docket 123-2025</u> – A motion was made by Mr. Tietz, seconded by Mr. Brown and unanimously passed, to approve the application of Phoenix Operating LLC as set forth in Board Order 103-2025.

<u>Docket 124-2025</u> – A motion was made by Mr. Tietz, seconded by Mr. Brown and unanimously passed, to approve the application of Phoenix Operating LLC as set forth in Board Order 104-2025.

<u>Docket 125-2025</u> – A motion was made by Mr. Tietz, seconded by Mr. Brown and unanimously passed, to approve the application of Phoenix Operating LLC as set forth in Board Order 105-2025.

<u>Docket 126-2025</u> – A motion was made by Mr. Tietz, seconded by Mr. Brown and unanimously passed, to approve the application of Phoenix Operating LLC as set forth in Board Order 106-2025.

<u>Docket 127-2025</u> – A motion was made by Mr. Tietz, seconded by Mr. Welter and unanimously passed, to approve the application of White Rock Oil & Gas, LLC as set forth in Board Order 95-2025.

<u>Docket 128-2025</u> – A motion was made by Mr. McDermott, seconded by Mr. Tietz and passed, to approve the application of White Rock Oil & Gas, LLC as set forth in Board Order 96-2025. Mr. Brown opposed the motion.

<u>Docket 129-2025</u> – A motion was made by Mr. McDermott, seconded by Mr. Tietz and passed, to approve the application of White Rock Oil & Gas, LLC as set forth in Board Order 97-2025. Mr. Brown opposed the motion.

Docket 130-2025 – The application of Continental Resources Inc was continued to the June 2025 hearing.

<u>Docket 131-2025</u> – The application of Continental Resources Inc was continued to the June 2025 hearing.

<u>Docket 132-2025</u> – A motion was made by Mr. Brown, seconded by Mrs. Skelton and unanimously passed, to approve the application of Continental Resources Inc as set forth in Board Order 101-2025.

<u>Docket 133-2025</u> – A motion was made by Mr. Brown, seconded by Mrs. Skelton and unanimously passed, to approve the application of Continental Resources Inc as set forth in Board Order 102-2025.

<u>Docket 134-2025</u> – The application of Black Dog Operating, LLC was withdrawn.

<u>Docket 135-2025</u> – The application of Black Dog Operating, LLC was withdrawn.

<u>Docket 136-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 108-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 137-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 110-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 138-2025 / 19-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 112-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 139-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 114-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 140-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 116-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 141-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 118-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 142-2025</u> – The application of MorningStar Operating LLC was continued to the June 2025 hearing.

<u>Docket 143-2025</u> – Board staff placed this application on the Default Docket for approval without hearing if no protests or requests for hearing were received by 10:00 a.m. on the day of the hearing. None were received. The application of Continental Resources Inc was approved as set forth in Board Order 98-2025.

<u>Docket 203-2024</u> – The application of Continental Resources Inc was withdrawn.

<u>Docket 204-2024</u> – The application of Continental Resources Inc was withdrawn.

<u>Docket 15-2025</u> – The application of Heritage Energy Operating, LLC was withdrawn.

<u>Docket 16-2025</u>– The application of MorningStar Operating LLC was withdrawn.

<u>Docket 25-2025</u> – The application of Black Dog Operating, LLC was withdrawn.

<u>Docket 26-2025</u> – The application of Black Dog Operating, LLC was withdrawn.

<u>Docket 27-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 107-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 28-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 109-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 29-2025 / 4-2025 FED</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 111-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 30-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 113-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 31-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 115-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 32-2025</u> – A motion was made by Mr. Wivholm, seconded by Mr. Tietz and unanimously passed, to approve the application of Black Dog Operating, LLC as set forth in Board Order 117-2025. Mr. Welter recused himself and took no part in this matter.

<u>Docket 36 -2025</u> – The application of Continental Resources Inc was withdrawn.

<u>Docket 37 -2025</u> – The application of Continental Resources Inc was withdrawn.

Docket 38 -2025 – The application of Continental Resources Inc was withdrawn.

<u>Docket 49-2025</u> – The application of Heritage Energy Operating, LLC was withdrawn.

<u>Docket 50-2025</u> – The application of Heritage Energy Operating, LLC was withdrawn.

<u>Docket 65-2025</u> – The application of Kraken Oil & Gas LLC was continued to the June 2025 hearing.

<u>Docket 75-2025</u> – Board staff placed this application on the Default Docket for approval without hearing if no protests or requests for hearing were received by 10:00 a.m. on the day of the hearing. None were received. The application of MorningStar Operating LLC was approved as set forth in Board Order 99-2025.

<u>Docket 76-2025</u> – Board staff placed this application on the Default Docket for approval without hearing if no protests or requests for hearing were received by 10:00 a.m. on the day of the hearing. None were received. The application of Phoenix Operating LLC was approved as set forth in Board Order 100-2025.

Docket 79-2025 – A motion was made by Mr. McDermott, seconded by Mr. Wivholm and unanimously passed, that staff may proceed with administrative review and approval of the change of operator request from D90 Energy, LLC to WY Basin Operating, LLC. This is set forth in Board Order 119-2025.

Docket 144-2025 – The show-cause hearing of Miller, Fank I. was dismissed.

Docket 145-2025 – A motion was made by Mr. Welter, seconded by Mrs. Skelton and unanimously passed, that Big Sky Energy LLC's wells are shut-in for illegal production per ARM 36.22.1245 until it is in compliance with ARM 36.22.1242 and all outstanding fines have been paid. Big Sky is fined \$1,000 for failure to appear at the April 10, 2025, public hearing. Big Sky must appear at the June 12, 2025, public hearing and show-cause, if any it has, why it should not immediately plug and abandon or transfer its wells in Carbon, Golden Valley, and Stillwater Counties, Montana. This is set forth in Board Order 120-2025.

<u>Docket 146-2025</u> – A motion was made by Mr. Welter, seconded by Mr. Wivholm and unanimously passed, that D90 Energy, LLC is fined \$1,000 for failure to appear at the April 10, 2025, public hearing. D90 must appear at the June 12, 2025, public hearing and show-cause, if any it has, why it should not immediately plug and abandon or transfer its wells in Sheridan County, Montana. This is set forth in Board Order 121-2025.

<u>Docket 147-2025</u> – A motion was made by Mr. Brown, seconded by Mr. Wivholm and unanimously passed, that D&A Water Disposal LLC's plugging and reclamation bonds are forfeited and the Board to pursue legal action to recover the fines and the cost of plugging the two wells in Fallon County, Montana. This is set forth in Board Order 122-2025.

NEXT MEETINGS

The next business meeting of the Board will be Wednesday, June 11, 2025, at 2:00 p.m. at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings, Montana. The next regular public hearing will be Thursday, June 12, 2025, beginning at 9:00 a.m. at the Board's hearing room at its office at 2535 St. Johns Avenue in Billings, Montana. The filing deadline for the June 12th public hearing is May 8, 2025.

BOARD OF OIL AND GAS CONSERVATION OF THE STATE OF MONTANA

Steven Durrett, Chairman

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	Corey Welter, Vice-Chairman
	Roy Brown, Board Member
	Mac McDermott, Board Member
	Barbara Skelton, Board Member
	W. John Tietz, Board Member
	Jeff Wivholm, Board Member
ATTEST:	
Jennifer Breton, Program Specialist	