

PUBLIC NOTICE

Name, address and telephone no. of attorney: Clark J. Bormann BORMANN & MYERCHIN, LLP P.O. Box 995 Bismarck, ND 58502-0995 (701) 250-8968

Attorneys for Personal Representative Probate No. 10-P-007

In the matter of the Estate of Merna L. Bowerman, Deceased. NOTICE TO CREDITORS IN THE DISTRICT COURT OF BURLEIGH COUNTY, STATE OF NORTH DAKOTA

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above estate. Pursuant to N.D.C.C. § 30.1-19-01, all persons having claims against the said deceased are required to present their claims within three months after the date of the first publication of this notice or said claims will be forever barred.

Date of first publication on February 3, 2010. 2/3, 10 & 17 - 604957

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION BNSF Railway Company Review of Private Railroad Crossing Application

Case No. RR-10-26 NOTICE OF HEARING January 27, 2010

On January 8, 2010, BNSF Railway Company filed an application requesting the Commission review the Fraine Barracks railroad crossing in Bismarck, North Dakota and asked the Commission to issue an order under North Dakota Century Code section 49-10.1-21 determining whether this crossing is a public or private railroad crossing, and if private, if audible devices warning of a train's approach will be sounded at this crossing under North Dakota Century Code section 49-11-21.

A public hearing on the application is scheduled to begin March 1, 2010 at 1:30 p.m. in the Brynhild Haugland Room, Ground Floor, State Capitol, 600 E Boulevard Ave, Bismarck, North Dakota. The issues to be considered are:

- 1. Whether the Fraine Barracks railroad crossing (DOT # 087680P) is a public or private railroad crossing as defined by section 49-11-00.1.
2. If the Fraine Barracks railroad crossing (DOT # 087680P) is a private crossing, whether the railroad should sound a warning device based on the safety concerns of the public.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400, or Relay North Dakota, 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION Tony Clark, Commissioner Kevin Cramer, Chairman Brian P. Kalk, Commissioner 2/3 - 604965

Name, Address and Telephone No. of Attorney: LAROY BAIRD, P.C.

120 North 3rd Street, Suite 210, Bismarck, ND 58502-0913 (701) 223-6400

Attorney for the Co-Personal Representatives.

IN THE DISTRICT COURT OF BURLEIGH COUNTY STATE OF NORTH DAKOTA

In the Matter of the Estate of Leon Weisenburger, Sr., Deceased.

Case No. 10-P-5 NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN, that the undersigned has been appointed as Co-Personal Representatives of the above Estate. All persons having claims against the said deceased are required to present their claims within three (3) months after the date of the first publication of this Notice, or said claims will be forever barred. Claims must either be presented to Leon Weisenburger, Jr. or Clinton Weisenburger, Co-Personal Representatives of the Estate, c/o LaRoy Baird, Attorney at Law 120 North 3rd Street, Suite 210, P.O. Box 913, Bismarck, ND 58502-0913, or filed with the Court.

Dated: December 22, 2009. /s/ Leon Weisenburger, Jr. Leon Weisenburger, Jr. Co-Personal Representative c/o LaRoy Baird, P.C. Attorneys & Counselors at Law 120 North 3rd Street, Suite 210 P.O. Box 913 Bismarck, ND 58502-0913

Dated: December 22, 2009. /s/ Clinton Weisenburger Clinton Weisenburger Co-Personal Representative c/o LaRoy Baird, P.C. Attorneys & Counselors at Law 120 North 3rd Street, Suite 210 P.O. Box 913 Bismarck, ND 58502-0913

2/3, 10 & 17 - 604963

BISMARCK BOARD OF CITY COMMISSIONERS OFFICIAL MINUTES OF JANUARY 26, 2010

The Board of City Commissioners met in regular session on January 26, 2010 with the following present: Sprynczynatyk, Schwab, Seminary, Grossman and Warford.

418; Street Imp District 419 - State Bid; Street Imp District 419 - City Bid. J. Library: Permission to purchase carpet under City Bid. K. Finance Dept: 2009 One-time Fund Adjustments; Budget Adjustments for Projects. Warford read change regarding the Municipal Court remodel. Actual amount is \$18,594 due to an asbestos abatement bill that just came in; Approval of public depositories and pledge bonds. L. Engineering Dept: Purchase vehicle under State Bid; Purchase vehicle and accessories for Public Works M. Public Works Utility Ops Dept: Purchase vehicle under State Bid. N. Public Works Service Ops Dept: Permission to purchase 3 pickup trucks under State Bid for Roads and Districts, Forestry and Fleet Maintenance divisions; Permission to request donations for Forestry Division Partners in Planting and Arbor Day fund for 2010. O. Community Development: Permission to purchase 2 Compact SUV's for Building Inspections Division under State Bid. P. Request on behalf of Bis-Man Transit for time sensitive purchase offer in place on para-transit bus it wishes to sell due to age and condition. Schwab requested Item D be pulled. Grossman moved to approve entire consent agenda except Item D. Seminary seconded. All members voted Aye. The motion carried.

Item D - Approval of policy on Temporary Displays: Schwab wants to see that changed because the length is up to two years. If department head okay's it, he would like to see it on a consent agenda. He would hate to put these department heads into situation where they could be pressured to put something in that we might find offensive. This would allow us the chance to review it. Charlie Whitman, City Attorney, said idea behind policy would prevent exactly that; give department head authority to say no. The department head decides what gets displayed; no one can solicit them to put up a display. Exactly what library did a couple of years ago and it has worked very well. This hasn't been an issue but recently several departments have asked to do display policies individually for their departments and therefore, we thought it smarter to do a city-wide basis. This policy is derived from Library's policy, which he thought that the Civic Center was already following it but they weren't. Schwab said at library we are talking about a display case but his concern is it doesn't define a display. A display could be something sitting on a floor. Mr. Whitman said it could be but said this policy doesn't cover commercial displays. So if someone wants to actually rent space, that's a different thing. Schwab said this is kind of getting into the arts policy. Mr. Whitman said it could cover art in certain situations but the point is until the City Commission decides on the art policy, it would be entirely in the City's control. Sprynczynatyk moved to approve Item D. Grossman seconded. Ayes: Sprynczynatyk, Seminary, Grossman and Warford. Nays: Schwab, the motion carried.

REGULAR AGENDA 3. Approval of Specific Improvement Plan for 6th Street Parking Ramp. Bill Wocken, City Administrator, indicated the first Specific Improvement Plan to work on is Parking Ramp proposed on west side of 6th Street between Broadway and Thayer Avenues. Ramp would be for either five or six levels, 410 or 490 spots, respectively. Intention is to develop this as an Urban Renewal Improvement that would allow the use of Tax Increment Financing in an amount not yet determined for the partial financing of that project. Of course, there are other revenues in addition to the Tax Increment Funds that would be used for that particular project. So the purpose tonight is to take a look at the Specific Improvement Plan for the Parking Ramp, it has been recommended to you by the Renaissance Zone Committee who held a public hearing on the item and, if you choose, to adopt that plan. Warford asked Mr. Wocken if Renaissance Zone Authority held public hearing, took public comment and have forwarded to us a recommendation to adopt this. Is that correct? Mr. Wocken said yes, that is correct. Schwab asked if anybody at meeting opposed to it. Mr. Wocken said there was no one that opposed it. Schwab asked who major tenant that Mr. Wocken spoke of before. Mr. Wocken said Q&R Clinic is interested in 250 spaces. Schwab removed himself from table because of conflict of interest. Mr. Wocken said there are other potential tenants who would be interested in multiple spaces as well. Grossman moved approve request. Sprynczynatyk seconded. Ayes: Sprynczynatyk, Seminary, Grossman and Warford. Nays: None, the motion carried.

Mr. Wocken handed out measure of occupancy of all downtown parking ramps to all Commissioners seated at table. Schwab rejoined the Board of City Commissioners.

4. Renaissance Zone Authority: a. J. J. Smith Property Management, LLC - designation of purchase and rehabilitation of building at 115 North 4th Street as a Renaissance Zone Project. Jason Tomanek, Planner, stated Renaissance Zone Authority recommended designation of purchase with major improvements as a Renaissance Zone project. Grossman moved to approve request. Sprynczynatyk seconded. Ayes: Sprynczynatyk, Seminary, Grossman and Warford. Nays: Schwab, the motion carried. c. HedaHls Inc. - assistance from Façade and Signage Grant, a CORE Incentive Program, for building at 100 East Broadway Ave. Jason Tomanek, Planner, stated Renaissance Zone Authority recommended approval for CORE Façade and Signage Grant. Grossman moved to approve request. Seminary seconded. Ayes: Sprynczynatyk, Seminary, Grossman and Warford. Nays: Schwab, the motion carried.

5. Donation of six flat carts from Open Your Heart to Civic Center. Grossman moved to approve request. Seminary seconded. All members voted Aye. The motion carried.

6. Public Works Service Ops Dept: a.

Mr. Heintz if our city mechanics perform most of labor if the equipment needs maintenance. Mr. Heintz said that is correct but if it is during the warranty period, it is repaired by the manufacturer or one of its representatives in Bismarck area. Grossman moved to approve request. Seminary seconded. All members voted Aye. The motion carried. c. Permission to purchase one Rear Loading Refuse Collection Truck. Jeff Heintz, Director, presented bids received. Sanitation-\$138,220; Olympic-\$141,974; Northern Truck Equip.-\$143,100; McNeilus-\$148,383; McNeilus-\$143,875. Mr. Heintz indicated that low bidder, Sanitation, did not meet specifications based on distance from back of hopper to rear axle. Recommend bid be awarded to Olympic. Schwab moved to award bid to Olympic. Grossman seconded. All members voted Aye. The motion carried. Sprynczynatyk asked Mr. Heintz for future agenda item regarding Emerald Ash Borer threat. Mr. Heintz said Jackson Bird, City Forester, is working on Emerald Ash Borer policy. Schwab said to make sure figures are in the information for replacement.

7. Loading Zone change at Patterson Place on North Side of Main Street. Keith Witt, Police Chief, gave update on Patterson parking zone status. Recommendation is to establish a \$50 fee for parking violations. Hand diagram of recommended signing. Basically we will increase fees, install signing, follow-up with businesses in area advising them of change and start enforcement of new fee in zone to hopefully alleviate some of problems. Schwab moved to approve the request. Seminary seconded. All members voted Aye. The motion carried.

8. Ongoing project agenda. The Board took no action. EXECUTIVE SESSION: Grossman moved to go into executive session. Seminary seconded. All members voted Ayes. The motion carried.

Civic Center: Executive session under NDCC Section 44-04-19.2 to discuss contract negotiation for prospective Civic Center entertainment pursuant to NDCC Section 44-04-19.1(9). Seminary moved to come out of executive session. Sprynczynatyk seconded. All members voted Aye. The motion carried.

The Board reconvened. Schwab moved to approve the Civic Center request to negotiate for prospective Civic Center entertainment. Grossman seconded. All members voted Aye. The motion carried.

Having completed the agenda, the meeting was declared adjourned at 6:04 p.m. Bismarck Payroll Checks by Fund- January 22, 2010: General Fund-741,296.71; Library Fund-41,212.44; Roads & Streets/Street Lights/Fleet Services Fund-135,753.49; Government Grants & Activities Fund-23,380.19; Airport/Flightline Fund-40,175.26; Solid Waste Utility Fund-58,282.90; Water & Sewer Utility Fund-93,632.31

2/3 - 604969

NOTICE OF HEARING N.D. INDUSTRIAL COMMISSION OIL AND GAS DIVISION

The North Dakota Industrial Commission will hold a public hearing at 9:00 a.m. Wednesday, February 24, 2010, at the N.D. Oil & Gas Division, 1016 East Calgary Ave., Bismarck, N. D. At the hearing the Commission will receive testimony and exhibits. Persons with any interest in the cases listed below, take notice.

PERSONS WITH DISABILITIES: If at the hearing you need special facilities or assistance, contact the Oil and Gas Division at 701-328-8038 by Thursday, February 11, 2010.

STATE OF NORTH DAKOTA TO:

Case No. 12085: Proper spacing for the development of the Cottonwood-Bakken Pool, Mountrail and Burke Counties, ND, redefine the field limits, and enact such special field rules as may be necessary. EOG Resources, Inc.; Hess Corp.; Oasis Petroleum North America LLC; St. Mary Land & Expl.

Case No. 12086: Proper spacing for the development of the Lake Ilo-Bakken Pool, Dunn County, ND, redefine the field limits, and enact such special field rules as may be necessary. Marathon Oil Co.; Tracker Resource Development II, LLC

Case No. 12087: Application of XTO Energy Inc. for an order establishing a 1280-acre drilling unit consisting of Sections 16 and 21, T.153N., R.99W., Williams County, ND, and allowing a horizontal well to be drilled in the Bakken Formation at any location thereon not closer than 500 feet to the boundary of the drilling unit, and such other relief as is appropriate.

Case No. 12088: Application of Burlington Resources Oil & Gas Co. LP for an order suspending, and after hearing revoking, a permit issued to Tracker Resource Development II, LLC for the drilling of a well on a spacing unit consisting of Sections 3 and 10, T.147N., R.97W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12089: Application of Burlington Resources Oil & Gas Co. LP for an order rescinding Order No. 13893 and pooling all interests in a spacing unit for the Hawkeye-Bakken Pool, Sections 15 and 22, T.152N., R.95W., McKenzie County, ND, authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12092: Application of Burlington Resources Oil & Gas Co. LP for an order amending the field orders for the North Fork-Bakken Pool, McKenzie County, ND, to include the stratigraphic interval from 50 feet above the base of the Lodgepole Formation to above the top of the Birdbear Formation, and such other relief as is

Case No. 12096: Application of Hess Corp. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Alger-Bakken Pool, Sections 21 and 28, T.155N., R.93W., Mountrail County, ND, authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12097: Application of Hess Corp. pursuant to NDAC § 43-02-03-88.1 for an order authorizing the flaring of gas from the EN Will Trust C-157-94 #2215H-1, SESE, Section 22, T.157N., R.94W., Mountrail County, ND, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

Case No. 12098: Application of Hess Corp. pursuant to NDAC § 43-02-03-88.1 for an order authorizing the flaring of gas from the EN Ritzeke-158-93 #1522H-1, NWNW, Section 15, T.158N., R.93W., Mountrail County, ND, pursuant to the provisions of NDCC § 38-08-06.4 and such other relief as is appropriate.

Case No. 12099: Application of Petro-Hunt, L.L.C. for an order amending the orders for the North Tioga-Bakken Pool, located in Burke, Divide and Williams Counties, ND, to include all lands currently located within Zone I within Zone V for which spacing has been established on the basis of up to four horizontal wells per 1280-acres, and such other relief as is appropriate.

Case No. 12100: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Alger-Bakken Pool to include Sections 20 and 21, T.156N., R.92W., Mountrail County, ND, within Zone II, for which spacing has been established on the basis of one horizontal well per 1280-acres, and such other relief as is appropriate.

Case No. 12101: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Cottonwood-Bakken Pool to designate Sections 33 and 34, T.158N., R.92W., Mountrail County, ND, as a 1280-acre spacing unit within Zone II of the Cottonwood-Bakken Pool, and such other relief as is appropriate.

Case No. 12102: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the Cottonwood-Bakken Pool to allow the Erie #44-19H, SESE Section 19, T.157N., R.92W., Mountrail County, ND and the Dale Van Berkum #11-18H, NENW Section 18, T.159N., R.92W., Burke County, ND, to produce oil at a maximum efficient rate and flare gas produced in association therewith, and such other relief as is appropriate.

Case No. 12103: Application of Oasis Petroleum North America LLC for an order amending the applicable orders for the MonDak-Bakken Pool to include Sections 2 and 11; Sections 3 and 10; and Sections 4 and 5, T.147N., R.103W., McKenzie County, ND, as 1280-acre spacing units within the MonDak-Bakken Pool, and such other relief as is appropriate.

Case No. 12104: Application of Oasis Petroleum North America LLC for an order eliminating or modifying the standard 500-foot setback on the common boundary between the existing drilling or spacing units described as Sections 6 and 7 and Sections 18 and 19; Sections 5 and 8 and Sections 17 and 20, T.155N., R.102W., Williams County, ND, and such other relief as is appropriate.

Case No. 12105: Application of Oasis Petroleum North America LLC for an order establishing eight drilling or spacing units consisting of Sections 12 and 13; Sections 16 and 21; Sections 24 and 25; Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.156N., R.101W., and Section I, T.155N., R.101W., Williams County, ND, and allow a horizontal Bakken well to be drilled at any location thereon not closer than 500 feet to the boundary of each drilling or spacing unit, and such other relief as is appropriate.

Case No. 12106: Application of Oasis Petroleum North America LLC for an order designating Sections 8 and 17, T.150N., R.103W., McKenzie County, ND as a 1280-acre drilling or spacing unit and allowing the drilling of a horizontal well in the Bakken Formation at any location not closer than 500 feet to the boundary of the drilling or spacing unit, and such other relief as is appropriate.

Case No. 11830: (Continued) Application of Oasis Petroleum North America, LLC for an order extending the field boundaries and amending the field rules for either the Painted Woods or Squires-Bakken Pools to create and establish seven 1280-acre spacing units comprised of Sections 2 and 11; Sections 3 and 4; Sections 6 and 7; Sections 10 and 15; Sections 13 and 24; Sections 17 and 20; and Sections 18 and 19, T.155N., R.102W., Williams County, ND and such other relief as is appropriate.

Case No. 12107: Application of St. Mary Land & Expl. Co. for an order amending the applicable orders for the MonDak-Bakken Pool to include Sections 4 and 9; Sections 15 and 22; Sections 24 and 25, T.148N., R.104W.; and Sections 17 and 20, T.149N., R.104W., McKenzie County, ND, within Zone IV, for which spacing has been established on the basis of one horizontal well per 1280-acres, and such other relief as is appropriate.

Case No. 12108: Application of St. Mary Land & Expl. Co. for an order amending the applicable orders for the Ambrose or West Ambrose-Bakken Pools to establish five 1280-acre spacing units consisting of Sections 14 and 23; Sections 15 and 22; Sections 25 and 36; Sections 26 and 35; and Sections 27 and 34, T.163N., R.100W., Divide County, ND, and authorize the drilling of a horizontal well in the Bakken Formation in each spacing unit at any location not closer than 500 feet to the boundary of the spacing unit, and such other relief as is appropriate.

Case No. 12109: Application of St. Mary Land & Expl. Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in five spacing units for the Ambrose or West Ambrose-Bakken Pools, Sections 14 and 23; Sections 15 and 22; Sections 25 and 36; Sections 26 and 35; and Sections 27 and 34, T.163N., R.100W., Divide County, ND, authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12110: Application of St. Mary Land & Expl. Co. for an order establishing three 1280-acre drilling or spacing units, and such other relief as is appropriate.

Case No. 12111: Application of St. Mary Land & Expl. Co. for an order establishing three 1280-acre drilling or spacing units, and such other relief as is appropriate.

Case No. 12112: Application of St. Mary Land & Expl. Co. for an order establishing three 1280-acre drilling or spacing units, and such other relief as is appropriate.

Oil Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Bailey-Bakken Pool, Sections 6 and 7, T.146N., R.93W., Dunn County, ND, authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12114: Application of Marathon Oil Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Murphy Creek-Bakken Pool, Sections 21 and 22, T.145N., R.96W., Dunn County, ND, authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12115: Application of Marathon Oil Co. for an order pursuant to NDAC § 43-02-03-88.1 pooling all interests in a spacing unit for the Jim Creek-Bakken Pool, Sections 9 and 16, T.145N., R.96W., Dunn County, ND, authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12116: Application of Tracker Resource Development II, LLC for an order amending the applicable orders for the Little Knife-Bakken Pool, located in Billings, Dunn, and McKenzie Counties, ND, to include Sections 28 and 33, T.147N., R.97W.; Sections 30 and 31, T.146N., R.97W.; Sections 5 and 8; Sections 17 and 20; Sections 26 and 35; Sections 29 and 32, T.145N., R.97W.; Sections 5 and 8; Sections 6 and 7; Sections 18 and 19; and Sections 29 and 32, T.144N., R.97W., Dunn County, ND, within Zone III; authorizing the drilling of up to four horizontal wells on each spacing unit in Zone III of the Little Knife-Bakken Pool for which spacing is currently established on the basis of one horizontal well per 1280-acres; authorizing the administrative approval of setbacks less than 500 feet from the boundary of the spacing unit where necessary due to topographic conditions, and such other relief as is appropriate.

Case No. 12117: Application of Tracker Resource Development II, LLC for an order amending the applicable orders for the Todd and/or Bull Butte-Bakken Pools to designate seven 1280-acre spacing or drilling units consisting of Sections 15 and 22; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.155N., R.101W.; Sections 14 and 23; Sections 26 and 35; and Sections 28 and 33, T.156N., R.101W., Williams County, ND, and allowing a horizontal well to be drilled at any location not closer than 500 feet to the boundary of such drilling unit, and such other relief as is appropriate.

Case No. 12118: Application of Tracker Resource Development II, LLC for an order amending the applicable orders for the Stony Creek-Bakken Pool to designate seven 1280-acre spacing or drilling units consisting of Sections 1 and 12; Sections 18 and 19; Sections 30 and 31, T.155N., R.100W., Williams County, ND, and Sections 27 and 34; Sections 28 and 33; and Sections 29 and 32, T.156N., R.100W., Williams County, ND, and allowing a horizontal well to be drilled at any location not closer than 500 feet to the boundary of such drilling unit, and such other relief as is appropriate.

Case No. 12119: Application of Tracker Resource Development II, LLC for an order amending the applicable orders for the Truax and/or Stockyard Creek-Bakken Pools to designate thirteen 1280-acre spacing or drilling units consisting of Sections 15 and 21; Sections 17 and 20; Sections 18 and 19, T.153N., R.98W.; Sections 13 and 24; Sections 15 and 22; Sections 17 and 20, T.153N., R.99W.; Sections 4 and 9; Sections 5 and 8; Sections 17 and 20; Sections 18 and 19; Sections 29 and 32; and Sections 30 and 31, T.154N., R.98W., Williams County, ND, and allowing a horizontal well to be drilled at any location not closer than 500 feet to the boundary of such drilling unit, and such other relief as is appropriate.

Case No. 12120: Application of Tracker Resource Development II, LLC for an order designating two 1280-acre drilling units consisting of Sections 17 and 20; and Sections 18 and 19, T.147N., R.97W., Dunn County, ND, and allowing a horizontal well to be drilled at any location not closer than 500 feet to the boundary of such drilling unit, and such other relief as is appropriate.

Case No. 12121: Application of Luff Exploration Co. pursuant to NDAC § 43-02-08-05 for a hearing on its application for stripper well property status determination for the Lutes State #1 well, SWNW Section 16, T.129N., R.101W., Bowman County, ND, and such other relief as is appropriate.

Case No. 12122: Application of American Oil & Gas, Inc. for an order amending the applicable orders for the Ray-Bakken Pool to include Sections 26 and 35, T.157N., R.97W., Williams County, ND, as a 1280-acre spacing unit within Zone II, and such other relief as is appropriate.

Case No. 12123: Application of American Oil & Gas, Inc. for an order authorizing three 1280-acre drilling or spacing units consisting of Sections 14 and 23; Sections 26 and 35; and Sections 28 and 33, T.156N., R.98W., Williams County, ND, and allowing a horizontal well to be drilled at any location thereon not closer than 500 feet to the boundary of the drilling or spacing unit, and such other relief as is appropriate.

Case No. 12124: Application of American Oil & Gas, Inc. pursuant to NDAC § 43-02-03-88.1 for an order pooling all interests in a spacing unit for the Bear Creek-Bakken Pool, Section 15, T.147N., R.96W., Dunn County, ND, authorizing the recovery from each non-participating owner of a risk penalty as provided in NDCC § 38-08-08, and such other relief as is appropriate.

Case No. 12125: Application of American Oil & Gas, Inc. for an order amending the field rules for the Heart Butte-Bakken Pool to allow up to three horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 28 and 33, T.149N., R.92W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12126: Application of American Oil & Gas, Inc. for an order amending the field rules for the Heart Butte-Bakken Pool to allow up to three horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 28 and 33, T.149N., R.92W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12127: Application of American Oil & Gas, Inc. for an order amending the field rules for the Heart Butte-Bakken Pool to allow up to three horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 28 and 33, T.149N., R.92W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12128: Application of American Oil & Gas, Inc. for an order amending the field rules for the Heart Butte-Bakken Pool to allow up to three horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 28 and 33, T.149N., R.92W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12129: Application of American Oil & Gas, Inc. for an order amending the field rules for the Heart Butte-Bakken Pool to allow up to three horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 28 and 33, T.149N., R.92W., Dunn County, ND, and such other relief as is appropriate.

Case No. 12130: Application of American Oil & Gas, Inc. for an order amending the field rules for the Heart Butte-Bakken Pool to allow up to three horizontal wells to be drilled on a 1280-acre spacing unit described as Sections 28 and 33, T.149N., R.92W., Dunn County, ND, and such other relief as is appropriate.

R.104W., McKenzie County, ND; and such other relief as is appropriate.

Case No. 12131: Application of Whiting Oil & Gas Corp. for an order amending the applicable orders for the St. Demetrius-Bakken Pool to include fifty-one 1280-acre spacing units within Zone II, Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 4 and 9; Sections 13 and 24; Sections 14 and 23; Sections 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 29 and 32; Sections 30 and 31, T.140N., R.98W., Williams County, ND, and Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 4 and 9; Sections 5 and 8; Sections 6 and 7; Sections 13 and 24; Sections 14 and 23; Sections 15 and 22; Sections 16 and 21; Sections 17 and 20; Sections 18 and 19; Sections 25 and 30; Sections 26 and 35; Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.140N., R.99W., Williams County, ND, and Sections 18 and 19; Sections 30 and 31, T.139N., R.98W.; Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 6 and 7; Sections 8 and 9; Sections 13 and 24; Sections 14 and 23; Sections 15 and 22; Sections 25 and 36; Sections 26 and 35; Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.139N., R.99W., Williams County, ND, and Sections 18 and 19; Sections 30 and 31, T.139N., R.98W.; Sections 1 and 12; Sections 2 and 11; Sections 3 and 10; Sections 6 and 7; Sections 8 and 9; Sections 13 and 24; Sections 14 and 23; Sections 15 and 22; Sections 25 and 36; Sections 26 and 35; Sections 27 and 34; Sections 28 and 33; Sections 29 and 32; Sections 30 and 31, T.138N., R.98W., Williams County, ND, and Sections 1 and 12; Sections 2 and 11; and the N/2 of Sections 20 and 21; and the N/2 of Sections 28 and 29, T.153N., R.91W., Mountrail County, ND, for purposes of allowing an additional horizontal well to be drilled between two existing 1280-acre spacing units at any location not closer than 500 feet to the boundary of the proposed spacing unit, and such other relief as is appropriate.

Case No. 12132: Application of Whiting Oil & Gas Corp. for an order establishing five 1280-acre spacing units in the Sanish-Bakken Pool consisting of (1) the S/2 of Section 5; Lots 6, 7, E/2 SW/4; SE/4 Section 6; Lots 1, 2, E/2 NW/4; NE/4 Section 7; and N/2 of Section 8; (2) Lots 4, E/2 SW/4; SE/4 of Section 7; S/2 of Section 8; N/2 of Section 17; and Lots 1, 2, E/2 NW/4; NE/4 of Section 18; (3) the S/2 of Sections 3 and 4; and the N/2 of Sections 9 and 10; (4) the S/2 of Sections 9 and 10; and the N/2 of Sections 15 and 16; and (5) the S/2 of Sections 20 and 21; and the N/2 of Sections 28 and 29, T.153N., R.91W., Mountrail County, ND, for purposes of allowing an additional horizontal well to be drilled between two existing 1280-acre spacing units at any location not closer than 500 feet to the boundary of the proposed spacing unit,