

**BEFORE THE OIL AND GAS CONSERVATION COMMISSION
STATE OF IDAHO**

In the Matter of Application of AM Idaho,)	Docket No. CC-2019-OGR-01-002
LLC, for Spacing Order and Integration)	
of Unleased Mineral Interest Owners in the)	PROOF OF SERVICE
SW ¼ Section 10, Township 8 North,)	
Range 5 West, Boise Meridian,)	
Payette County, Idaho)	
AM Idaho, LLC, Applicant.)	

I HEREBY CERTIFY that I have this 13th day of December, 2019, served the documents attached hereto as Exhibit A upon all uncommitted mineral interest owners in the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, by mailing a copy thereof, properly addressed with postage prepaid, to the persons listed on Exhibit B attached hereto.

DATED this 13th day of December, 2019.



RODNEY MAY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of December, 2019, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to all counsel of record as follows:

Kristina Fugate Deputy Attorney General P.O. Box 83720 Boise, ID 83720-0010	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input checked="" type="checkbox"/> Email: kristina.fugate@ag.idaho.gov
Joy Vega Deputy Attorney General P.O. Box 83720 Boise, ID 83720-0010	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input checked="" type="checkbox"/> Email: joy.vega@ag.idaho.gov
Mick Thomas Division Administrator Idaho Department of Lands P.O. Box 83720 Boise, ID 83720-0050	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input checked="" type="checkbox"/> Email: mthomas@idl.idaho.gov
James Thum Idaho Department of Lands P.O. Box 83720 Boise, Idaho 83720-0050	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input checked="" type="checkbox"/> Email: jthum@idl.idaho.gov
Kourtney Romine Idaho Department of Lands P.O. Box 83720 Boise, Idaho 83720-0050	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input checked="" type="checkbox"/> Email: kromine@idl.idaho.gov

<p>James Piotrowski Attorney for CAIA, Certain Non-Consenting Owners (Judith and Jimmie Hicks, Karen Oltman, Alan and Glenda Grace, Shady River, LLC) 1020 W. Main St., Suite 400 PO Box 2864 Boise, ID 83702</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input checked="" type="checkbox"/> Email: james@idunionlaw.com</p>
<p>James Piotrowski Attorney for Petitioners to Intervene (Carrie Grant, Shannon Benedict, Donald and Phyllis Gruell, Sharon Simmons, Lowell and Geraldine Davis, James and Beverly Smith, Dana Harris and Sandra Dunlap) 1020 W. Main St., Suite 400 PO Box 2864 Boise, ID 83702</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input checked="" type="checkbox"/> Email: james@idunionlaw.com</p>
<p>City of Fruitland Attn: Rick Watkins-City Clerk PO Box 324 Fruitland, ID 83619</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input type="checkbox"/> Email</p>
<p>Anadarko Land Corp. Attn: Dale Tingen 1201 Lake Robbins Dr. The Woodlands, TX 77380</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail, return receipt requested <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Messenger Delivery <input type="checkbox"/> Email</p>

/s/ Lauren Smyser

/LAUREN SMYSER

EXHIBIT A

BEFORE THE IDAHO DEPARTMENT OF LANDS

In the Matter of the Application of AM Idaho,)	Docket No. CC-2019-OGR-01-002
LLC for Spacing Order and to Integrate Unleased)	
Mineral Interest Owners in the Drilling Unit)	
Consisting of the SW ¼ of Section 10, Township)	AMENDED NOTICE OF
8 North, Range 5 West, Boise Meridian, Payette)	EVIDENTIARY HEARING ON
County, Idaho.)	SPACING APPLICATION &
AM Idaho, LLC, Applicant.)	NOTICE OF PREHEARING
_____)	CONFERENCE
)	

NOTICE IS HERBY GIVEN that the Idaho Department of Lands’ Oil and Gas Division Administrator (“Administrator”) will hold an evidentiary hearing on AM Idaho, LLC’s (“AMI’s”) application for spacing order establishing a 160-acre spacing unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho on Wednesday, February 12, 2020 at 9:00am (MST). If additional time is necessary, the spacing evidentiary hearing will continue on Thursday, February 13 and Friday, February 14, 2020 at 9:00am (MST) at the same location. The spacing evidentiary hearing will be held at the City Council Chambers at the Fruitland City Hall, 200 S Whitley Dr, Fruitland, Idaho.

The Administrator is authorized to conduct this hearing pursuant to Idaho Code §§ 47-318 and 47-328. The Administrator will issue a written decision within thirty (30) days of the hearing. Idaho Code § 47-328(3)(e).

The purpose of this spacing evidentiary hearing is to receive evidence and testimony regarding AMI’s application for a spacing order establishing a 160-acre spacing unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho. The existing Fallon #1-10 well is located in that proposed unit. AMI’s application states that it anticipates that the proposed unit’s size, shape, and location is appropriate pursuant to Idaho Code

§ 47-318(2) because it will result in the efficient and economical development of the pool and is not smaller than the maximum area that can be efficiently and economically drained by one well. AMI also requests that pursuant to Idaho Code § 47-318(4), the Administrator approve the Fallon #1-10 well in its existing location and that only one well shall be drilled to and produced from the unit's common source of supply. AMI's application also includes a second request to integrate the unleased mineral interest owners in the proposed unit and consider evidence in support of the integration requirements in Idaho Code § 47-320(3), (4), and (6). However, the Administrator will not consider evidence related to integration or "just and reasonable terms" of an integration order at the February 12, 2020 spacing evidentiary hearing.

This proceeding is governed by the Oil and Gas Conservation Act (Chapter 3, title 47, Idaho Code); the Idaho Administrative Procedure Act (Chapter 52, title 67, Idaho Code); Idaho Rules of Administrative Procedure of the Attorney General (IDAPA 04.11.01), to the extent that the Rules of Administrative Procedure are not superseded by Oil and Gas Conservation Act; and the Rules Governing Conservation of Oil and Natural Gas in the State of Idaho (IDAPA 20.07.02). A copy of the Rules of Administrative Procedure are available at the Idaho Department of Lands office located at 300 N. 6th Street, Suite 103, Boise, Idaho, and at the Office of Administrative Rules Coordinator's website, <http://adminrules.idaho.gov>.

Persons interested in this matter may participate in the hearing as a party or a public witness. Parties and agency staff may appear at hearing, introduce evidence, examine witnesses, make and argue motions, state positions, and otherwise fully participate in hearings or arguments. IDAPA 04.11.01.157. The Applicant and those mineral interest owners within the proposed spacing unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho, are already parties. IDAPA 04.11.01.151, 155.

Additionally, the Administrator has decided in his *Order Granting Petition to Intervene, Bifurcating Hearing, and Requiring Additional Notice* that mineral interest owners within the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho may also participate as parties by presenting evidence, testimony, and cross examining witnesses at the hearing. Those persons who own mineral interests in either of the above-described areas who would like to participate in the spacing evidentiary hearing as parties must file an objection or other response that is received by the Administrator on or before 5:00pm (MST) on January 29, 2020.

Also, pursuant to Idaho Code § 67-5242(3)(c), all other interested persons will have the opportunity to present public testimony at the February 12, 2020 spacing evidentiary hearing. Any person planning to testify during this time will be treated as a public witness, with rights and status in this matter as defined by IDAPA 04.11.01.355. The Administrator may set time limits for public testimony.

Uncommitted owners within the area defined in AMI's application (the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho) may file objections or other responses to the spacing application. Idaho Code § 47-328(3)(c). The Administrator will also allow any other interested mineral interest owners within the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho to file objections or other responses. All objections or other responses addressing the spacing application must be received by the Administrator on or before 5:00pm (MST) on January 29, 2020.

All objections, responses, and other documents filed should be addressed as follows:

Idaho Department of Lands
Attn: Mick Thomas
300 N. 6th Street, Suite 103
P.O. Box 83720
Boise, ID 83720

Documents may also be filed via e-mail to kromine@idl.idaho.gov.

Prior to the hearing, the Administrator will hold a prehearing conference with the parties on Friday, January 31, 2020 at 2:00 pm (MST). The location of the prehearing conference will be at City Council Chambers at the Fruitland City Hall, 200 S Whitley Dr, Fruitland, Idaho. The prehearing conference will be conducted pursuant to IDAPA 04.11.01.510. The parties should be prepared to discuss the following issues at the conference: procedure at the hearing, disclosure of witnesses and exhibits, identification of exhibits, stipulations, prehearing motions, formulating or simplifying the issues, and other matters that may expedite the orderly conduct and disposition of the proceeding or its settlement.

The hearing location meets the accessibility requirements of the Americans with Disabilities Act ("ADA"), in accordance with IDAPA 04.11.01.551. If a person requires assistance of the kind the agency is required to provide under the ADA in order to participate in or understand the hearing, the agency will supply the assistance upon request. Please submit any requests to the Idaho Department of Lands by 5:00pm (MST) Friday, February 7, 2020. Inquiries about scheduling, hearing facilities, etc. should be directed to Kourtney Romine, Administrative Assistant, Idaho Department of Lands, 300 N. 6th Street, Suite 103, P.O. Box 83720, Boise, ID 83720; e-mail: kromine@idl.idaho.gov; phone: (208) 334-0283.

Dated this 10 day of December, 2019.



RICHARD "MICK" THOMAS
Oil and Gas Division Administrator

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of December 2019, I caused to be served a true and correct copy of the following item in Docket No: CC-2019-OGR-01-002: *Amended Notice Of Evidentiary Hearing On Spacing Application & Notice Of Prehearing Conference* by the method indicated below and addressed to the following:

AM Idaho, LLC
c/o Michael Christian
Smith + Malek
101 S. Capitol Blvd, Suite 930
Boise ID 83702

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mike@smithmalek.com
lauren@smithmalek.com

Kristina Fugate
Deputy Attorney General
PO Box 83720
Boise ID 83720-0010

- U.S. Mail, postage prepaid
- State House Mail
- Certified mail, return receipt requested
- Email: kristina.fugate@ag.idaho.gov

Joy Vega
Deputy Attorney General
PO Box 83720
Boise ID 83720-0010

- U.S. Mail, postage prepaid
- State House Mail
- Certified mail, return receipt requested
- Email: joy.vega@ag.idaho.gov

Mick Thomas
Idaho Department of Lands
PO Box 83720
Boise ID 83720-0050

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mthomas@idl.idaho.gov

James Thum
Idaho Department of Lands
PO Box 83720
Boise ID 83720-0050

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: jthum@idl.idaho.gov

James Piotrowski
Attorney for CAIA and
Certain Non-Consenting Owners (Judith and Jimmie
Hicks, Karen Oltman, Alan and Glenda Grace, Shady
River, LLC)
1020 W. Main St, Suite 400
PO Box 2864
Boise, ID 83702

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: james@idunionlaw.com

James Piotrowski
Attorney for Petitioners to Intervene (Carrie Grant,
Shannon Benedict, Donald and Phyllis Gruell, Sharon
Simmons, Lowell and Geraldine Davis, James and
Beverly Smith, Dana Harris, and Sandra Dunlap)
1020 W. Main St, Suite 400
PO Box 2864
Boise, ID 83702

- U.S. Mail, postage prepaid
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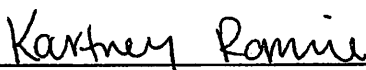
**same address/email as above*

City of Fruitland
Attn: Rick Watkins-City Clerk
PO Box 324
Fruitland ID 83619

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested

Anadarko Land Corp.
Attn: Dale Tingen
1201 Lake Robbins Dr
The Woodlands TX 77380

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested



Kourtney Romine
Administrative Assistant

BEFORE THE IDAHO DEPARTMENT OF LANDS

In the Matter of the Application of AM Idaho,)
LLC for Spacing Order and to Integrate Unleased)
Mineral Interest Owners in the Drilling Unit)
Consisting of the SW ¼ of Section 10, Township)
8 North, Range 5 West, Boise Meridian, Payette)
County, Idaho.)
AM Idaho, LLC, Applicant.)
_____)

Docket No. CC-2019-OGR-01-002

**ORDER EXTENDING TIME FOR
NOTICE AND VACATING AND
CONTINUING HEARING**

On November 21, 2019, the Administrator issued his *Order Granting Petition to Intervene, Bifurcating Hearing, and Requiring Additional Notice* (“*Order Requiring Additional Notice*”). Concurrently with the *Order Requiring Additional Notice*, the Administrator issued a *Notice of Evidentiary Hearing on Spacing Application and Notice of Prehearing Conference* (“*Notice of Hearing*”) for a January 22, 2020 evidentiary hearing on only the spacing application of AM Idaho, LLC (“AMI”) with a prehearing conference set for January 16, 2020 and a response deadline of January 8, 2020. In addition to granting a petition to intervene and bifurcating the spacing and integration hearings, the *Order Requiring Additional Notice* required AMI to, within fourteen (14) days, serve notice of the spacing hearing, the November 21, 2019 order, and a copy of documents supporting its June 24, 2019 application’s spacing request on all mineral interest owners in the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho.

On December 2, 2019, AMI filed a request for extension of time concurrently with a Declaration of Wade Moore III. AMI requested that the requirement to serve notice be extended from Thursday, December 5, 2019 to Friday, December 13, 2019. Wade Moore III’s declaration provides that as senior landman for AMI he estimates it will take him until Friday, December 13,

2019 to complete and mail the required documents. He cites the fact that he will review title for approximately 200 tracts to update the mineral ownership for the affected area and the inclusion of the Thanksgiving holiday weekend within the time period as reasons the extension is necessary.

On December 3, 2019, the intervenors filed an opposition to AMI's request. Intervenors argue that granting AMI an extension for mailing until December 13, 2019 will mean the additional mineral interest owners notified will not receive adequate time to review, research, and properly respond to AMI's application for spacing and integration.¹ They argue that the extension should be denied, but if granted the Administrator should delay the hearing on spacing. On December 3, 2019, AMI filed a *Reply in Support of Request for Extension of Time*.

ANALYSIS

Orders setting deadlines are interlocutory orders. IDAPA 04.11.01.710. Any party affected by an interlocutory order may petition the Administrator to review an interlocutory order. IDAPA 04.11.01.711. The Administrator may amend any interlocutory order on his own motion, but will not on his own motion review any interlocutory order affecting any party's substantive rights without giving all parties notice and an opportunity for written comment. *Id.*

Here, AMI requests an extension of eight (8) days to review title for approximately 200 tracts in Payette County. Decl. Wade Moore III p. 2. AMI's landman states that at least one large tract has been subdivided into neighborhood lots, which increases the number of tracts to review. *Id.* at p. 1. He states that title review involves at least retrieving county tax roll records for uncommitted tracts, comparing those to the previous ownership lists, and reviewing all

¹AMI is not required to serve notice of its integration application on those additional mineral interest owners. See November 21, 2019 *Order Granting Petition to Intervene, Bifurcating Hearing, and Requiring Additional Notice*.

instruments of conveyance where there appears to have been changes in ownership. *Id.* He reasons that based on these facts and the inclusion of a holiday weekend in this time period, he can have the required review and mailing prepared by Friday, December 13, 2019. *Id.* at 3.

After review of the November 21, 2019 *Order Requiring Additional Notice* in light of the information submitted in Wade Moore III's affidavit, the Administrator hereby extends the deadline for AMI to submit notice to December 13, 2019. This is due to the importance of AMI having time to properly identify mineral interest owners that are reasonably ascertainable and should receive notice. Indeed, this type of specific notice is exactly what Intervenors requested. With title searches to be performed for over 200 parcels, including one large tract that has been subdivided, the Administrator finds good cause to extend the deadline to December 13, 2019.

Intervenors argue that if the extension is granted then the entire set of deadlines should be extended to ensure there is reasonable time to respond. Given that AMI requested the additional eight (8) days, the Administrator will vacate the January 22, 2020 hearing date, the January 8, 2020 response deadline, and the January 16, 2020 prehearing conference and continue all of those dates at least eight (8) days to give mineral interest owners at least the amount of notice required in the Administrator's November 21, 2019 *Order Requiring Additional Notice*. The Administrator will issue an amended notice of hearing with updated deadlines by December 10, 2019. AMI is required to serve this order, the future Amended Notice of Hearing, and the documents required in the November 21, 2019 *Order Requiring Additional Notice* (except for the Notice of Hearing for the January 22, 2020 spacing hearing).

Further, the Administrator finds granting this extension and continuing the hearing date does not affect the substantive rights of the parties because the only changes are an extension of

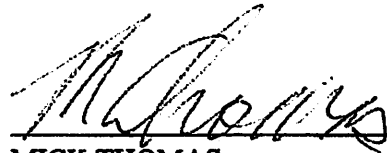
an Administrator-imposed deadline for notice and a related continuance of hearing date and associated deadlines, which are not substantive issues in the proceeding.

ORDER

The Administrator hereby ORDERS:

1. On or before December 13, 2019, AMI is required to serve this order, the November 21, 2019 *Order Granting Petition to Intervene, Bifurcating Hearing, and Requiring Additional Notice*, and a copy of documents supporting the spacing request in its June 24, 2019 application on all mineral interest owners within of the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho. AMI does not need to serve the application on those uncommitted owners located in the SW ¼ of Section 10 because the application has already been served on those persons. If AMI fails to serve notice as directed, then the Administrator will dismiss AMI's application.
2. The January 22, 2020 hearing date, January 8, 2020 response deadline, and the January 16, 2020 prehearing conference are VACATED and CONTINUED pending the Administrator issuing an Amended Notice of Hearing.
3. The Administrator will issue an Amended Notice of Hearing on or before December 10, 2019 and AMI is required to serve that Amended Notice of Hearing with the other documents required to be served.

DATED this 7 day of December, 2019.



MICK THOMAS

Administrator, Idaho Department of Lands Oil and Gas Division

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of December 2019, I caused to be served a true and correct copy of the following item in Docket No: CC-2019-OGR-01-002: *Order Extending Time for Notice and Vacating and Continuing Hearing* by the method indicated below and addressed to the following:

AM Idaho, LLC
c/o Michael Christian
Smith + Malek
101 S. Capitol Blvd, Suite 930
Boise ID 83702

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mike@smithmalek.com
lauren@smithmalek.com

Kristina Fugate
Deputy Attorney General
PO Box 83720
Boise ID 83720-0010

- U.S. Mail, postage prepaid
- State House Mail
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Idaho Department of Lands
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Certain Non-Consenting Owners (Judith and Jimmie
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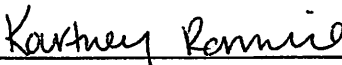
**same address/email as above*

City of Fruitland
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Kourtney Romine
Administrative Assistant

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County, Idaho.)
AM Idaho, LLC, Applicant.)
_____)

Docket No. CC-2019-OGR-01-002

**ORDER GRANTING PETITION
TO INTERVENE, BIFURCATING
HEARING, AND REQUIRING
ADDITIONAL NOTICE**

AM Idaho, LLC (“AMI”) filed an application on June 24, 2019, for a spacing order and to integrate all uncommitted owners in the proposed unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho. The Oil and Gas Division Administrator (“Administrator”) of the Idaho Department of Lands subsequently issued a July 10, 2019 *Order Vacating Hearing, Order Setting Hearing to Determine “Just and Reasonable” Factors, and Notice of Hearing and Setting Filing Deadlines* that set and noticed a September 9, 2019 hearing to determine “just and reasonable factors” and established briefing deadlines for that hearing.¹ After receiving written briefs, the Administrator held the hearing on the factors used to determine “just and reasonable” terms on September 9, 2019 at 9:00 am at the Payette County Courthouse, 1130 3rd Ave N, Ste. 104, Payette, Idaho.

On October 7, 2019, a *Motion to Intervene on Behalf of Effected but Excluded Mineral Rights Owners and Motion to Reopen Hearing (“Petition to Intervene”)* was filed on behalf of

¹ The Administrator set the hearing to determine “just and reasonable factors” in order to comply with the United States District Court for the District of Idaho’s order to “hold a new hearing that complies with due process by explaining the factors that will be considered when determining whether the terms and conditions of an integration order are “just and reasonable” under Idaho Code § 47-320(1). *Citizens Allied for Integrity & Accountability, Inc. v. Schultz*, 335 F. Supp. 3d 1216 (D. Idaho 2018).

Carrie Grant, Shannon Benedict, Donald and Phyllis Gruell, Sharon Simmons, Lowell and Geraldine Davis, James and Beverly Smith, Dana Harris, and Sandra Dunlap (collectively “petitioners”). The *Petition to Intervene* stated that each of the petitioners are (1) mineral rights owners in Fruitland, Idaho; (2) hold mineral rights included in a portion of AMI’s identified hydrocarbon pool; and (3) did not receive notice of this proceeding. It asked the Administrator to allow them to intervene as parties, to reopen the record on factors used to determine just and reasonable terms, and to require notice to other mineral rights owners.

The Administrator issued a *Continuance and Scheduling Order* on October 9, 2019. That order continued the issuance of the just and reasonable factors order and set deadlines for parties opposing the *Petition to Intervene*. Additionally, the Administrator ordered the petitioners to submit their addresses as required in IDAPA 04.11.01.351.

Petitioners submitted their addresses in a *Notice of Errata to Motion to Intervene*. AMI later filed an *Objection to Motion to Intervene on Behalf of Applicant AM Idaho, LLC* (“*Objection*”) on October 14, 2019. AMI’s *Objection* argued that Idaho Code § 47-328 precluded the petitioners from filing the *Petition to Intervene* and that the *Petition to Intervene* failed to identify authority for participation.

On October 31, 2019, a *Motion to Strike Objection and/or for Extension of Deadline to Respond to Objection to Intervention* (“*Motion to Strike and for Extension*”) was filed on behalf of petitioners. The same day, AMI filed an *Amended Objection to Motion to Intervene on Behalf of Applicant AM Idaho, LLC* (“*Amended Objection*”), which noted that it was “only to correct the certificate of service.”² On November 1, 2019, the Administrator received an *Amended Motion*

² The *Amended Objection* certified that James Piotrowski was served as attorney for (1) CAIA (“Citizens Allied for Integrity and Accountability”) and Certain Non-Consenting Owners (Judith and Jimmie Hicks, Karen Oltman, Alan and Glenda Grace, and Shady River, LLC); and (2)

to Strike Objection and/or for Extension of Deadline to Respond to Objection to Intervention (“*Amended Motion*”) filed on behalf of petitioners.

The *Amended Motion* argued that AMI’s *Objection*³ should be struck because it was never served on petitioners, it was not served on their counsel or counsel for many of the parties, and it was submitted as an objection rather than as a motion. Counsel for petitioners stated that he did not receive AMI’s *Objection* until October 31, 2019. In the alternative, the motion requested a fourteen (14) day extension of time to submit a response. The Administrator denied the *Amended Motion*’s motion to strike because petitioners were ultimately served, but granted the motion for extension to allow all parties fourteen (14) additional days to respond to the *Objection* and *Amended Objection*.

Petitioners filed a *Response to AM Idaho’s Opposition to Petition to Intervene* (“*Response*”) on November 14, 2019. Petitioners reiterate the *Petition to Intervene*’s argument that they have a substantial interest in the proceeding because they hold mineral interests in the hydrocarbon pool AMI seeks to extract. They ask the Administrator to allow them to participate as full parties, including that they receive notice and be permitted to call, examine, and cross-examine witnesses; present documentary evidence; and provide argument and legal authority.

ANALYSIS

Petitioners request the Administrator allow them to intervene as parties and reopen the record to allow them to submit additional evidence and argument as to what factors the Administrator should consider to determine just and reasonable terms. They also ask the

Petitioners to Intervene (Shannon Benedict, Donald and Phyllis Gruell, Sharon Simmons, Lowell and Geraldine Davis, James and Beverly Smith, Dana Harris, and Sandra Dunlap). The *Objection* did not serve petitioners or CAIA and served the Certain Non-Consenting Owners directly.

³ The *Amended Motion* did not discuss AMI’s *Amended Objection* and its additional service.

Administrator to direct AMI to issue notice to all mineral rights owners within the 625 acre spacing unit AMI proposed in 2016 in contested case Docket No. CC-2016-OGR-01-004.⁴

1. The size, shape, and location of the spacing unit is determined by the Administrator based on the facts and circumstances.

AMI argues Idaho Code § 47-328 precludes the petitioners' ability to intervene because that statute only allows uncommitted owners⁵ within the proposed application area to intervene.

Idaho Code § 47-328(3)(b) provides:

For applications involving an order regarding unit operations or integration of a drilling unit, the applicant shall send a copy of the application and supporting documents to all known and located uncommitted owners, to all working interest owners within the unit, and to the respective city or county where the proposed unit is located. . . .

Only an uncommitted owner in the affected unit may file an objection or other response to the application, and the uncommitted owner shall file at least fourteen (14) calendar days before the hearing date provided in the notice.

AMI's assertion overlooks the first sentence in Idaho Code § 47-328(3)(b), which clarifies that the subsection addresses "applications involving an order regarding unit operations or integration of a drilling unit." The remainder of the paragraph, providing that "[o]nly an uncommitted owner in the affected unit may file an objection or other response to [an integration] application," must be read in conjunction with the first sentence, which presumes the existence of a spacing unit.

Idaho Code § 47-328(3)(b).

If the drilling or spacing unit identified in the application has not been previously authorized by order of the Commission, then the issue of whether the petitioners are within the

⁴ Petitioners repeatedly refer to the proceedings in Docket No. CC-2016-OGR-01-004, but have not submitted any documents from that prior proceeding into the record in this proceeding. For that reason, the Administrator hereby takes official notice of all documents filed in Docket No. CC-2016-OGR-01-004. *See* IDAPA 04.11.01.602.

⁵ "Uncommitted owner" means one who is not leased or otherwise contractually obligated to the operator. Idaho Code § 47-310(31).

“spacing unit” or “affected unit” is determined by the Administrator and depends on the circumstances and the facts presented. Indeed, a spacing order “shall specify the size, shape and location of the [spacing] units, which shall be such as will, *in the opinion of the department*, result in the efficient and economical development of the pool as a whole.” Idaho Code § 47-318(2) (emphasis added). The “affected unit” is not necessarily confined to the proposed application area. If that were always the case, then any applicant could simply designate the spacing unit without meeting the standards established in Idaho Code, title 47, chapter 3. Instead, the Administrator ultimately determines the spacing unit by applying the law to the facts and circumstances of a particular case.

AMI’s *Objection* acknowledges that the size, shape, and location of the spacing unit is to be determined by the Administrator. The *Objection* cites David Smith’s Declaration as evidence that the proposed spacing unit is not smaller than the maximum area that could be effectively and economically drained by a well as required by Idaho Code § 47-318. By citing *evidence* submitted and the standards in Idaho Code § 47-318, AMI has implicitly admitted that the spacing unit’s size, shape, and location is something to be proven; it is not a given. Because the unit is something to be proven, it cannot be presumed that only owners within the proposed spacing unit will be affected by the Administrator’s decision. Thus, Idaho Code § 47-328 does not preclude the petitioners from intervening because the Administrator has the ability to determine the spacing unit, which will determine which mineral interest owners are uncommitted owners within the “affected unit.”

Additionally, the statutory requirements for spacing applications do not preclude additional persons from intervening to prove they should be included in a spacing unit. Idaho Code § 47-328(3)(c) provides that for spacing applications “the department and any

uncommitted owner within the area defined in the application may file objections or other responses to the application.” However, Idaho Code § 47-328(3)(c) does not use a limiting word like “only” to preclude any other persons from filing an objection or response. It also does not preclude other persons from presenting evidence at the hearing. While Idaho Code § 47-317(3)(d) requires mandatory notice and opportunity for hearing to “all uncommitted owners” before producing a well in a drilling unit, that statute also does not bar participation of other owners that may argue they should be included in the unit. Thus, there is no statutory bar to these petitioners participating in a spacing evidentiary hearing to assert and put forth evidence that they should be included in the spacing unit.

2. The petitioners are permitted to intervene because they show a direct and substantial interest in the size, shape, and location of the spacing unit.

The Idaho Rules of Administrative Procedure of the Attorney General address petitions to intervene. IDAPA 04.11.01.350-354. Rule 350 states that a petition to intervene to become a party may be filed by “[p]ersons not applicants or claimants or appellants, petitioners, complainants, protestants, or respondents to a proceeding who claim a direct and substantial interest in the proceeding.” IDAPA 04.11.01.350. Further, Rule 353 provides that petitions to intervene will be granted upon showing “direct and substantial interest in any part of the subject matter of a proceeding” and that they do not unduly broaden the issues. IDAPA 04.11.01.353. Intervention can be granted “subject to reasonable conditions.” *Id.*

Here, the petitioners show a direct and substantial interest in the proceeding because they claim that they hold mineral rights in AMI’s identified hydrocarbon pool. They base this claim in part on AMI’s 2016 spacing application that included their mineral interests in the then-proposed spacing unit. The petitioners state that AMI’s currently proposed spacing unit would exclude their right to receive royalties and bonus payments due to them. For these reasons, they

essentially claim that their mineral rights would be affected by the spacing order and should be included in the spacing unit. The assertion by the petitioners that the spacing unit should include their mineral rights qualifies as a direct and substantial interest in the proceeding.

Allowing intervention and the opportunity to advance these claims would not unduly broaden the issues because, as explained above, the size, shape, and location of the spacing unit is already at issue in this proceeding. No party has yet proven the extent of the hydrocarbon pool and what the “affected unit” is in this case. Indeed, the size, shape, and location of the spacing unit is within the Administrator’s discretion and will be based upon evidence presented by the parties. *See Idaho Code §§ 47-317, 47-318.* For those reasons, the Administrator allows the petitioners to intervene and participate as parties in the evidentiary hearing to determine the spacing unit.

3. The Administrator will bifurcate the proceeding and hold a separate evidentiary hearing on the spacing application to determine the size, shape, and location of the spacing unit.

The Administrator must hear evidence before he can issue an order determining the size, shape, and location of the spacing unit. *See Idaho Code §§ 47-317, 47-318.* Without establishing and authorizing the boundaries of the spacing unit, the Administrator cannot know the uncommitted owners who would share production and be included in any subsequent integration order. *See Idaho Code § 47-328(3)(b)* (“Only an uncommitted owner in the affected unit may file an objection or other response to [an integration] application.”). To ensure the spacing unit is determined and appropriate notice is given for integration, the Administrator will bifurcate the proceeding. He will make a decision on the spacing application before issuing any order on the factors used to determine “just and reasonable terms,” and before holding an evidentiary hearing on the integration application.

If, after the spacing evidentiary hearing, the Administrator determines that the spacing unit includes some or all of these petitioners' mineral rights, then those who are uncommitted owners within the "affected unit" would be entitled to notice of an integration application under Idaho Code § 47-328(3)(b). After the Applicant submits an application with the requirements in Idaho Code § 47-320, including obtaining the support required and making the good faith efforts required, along with proper notice, the Administrator would then notice and hold a new hearing and allow the then-determined uncommitted owners within the affected unit to propose factors used to determine whether the terms of an integration order are "just and reasonable" as required by Idaho Code § 47-320. After that "just and reasonable factors" order, the Administrator would hold and notice an evidentiary hearing to allow the parties to present evidence related to the merits of the integration application itself and what proposed terms and conditions are "just and reasonable."

- 4. AMI is ordered to give notice to all uncommitted mineral interest owners within the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho.**

Petitioners request that the Administrator require AMI to provide additional notice "to all of [the] mineral rights owners with an interest in the larger pool of hydrocarbons which will necessarily be depleted" by the Fallon #1-10 well. *Petition to Intervene*, p. 4. They argue this is necessary because the current application does not indicate that the pool of natural gas has changed from AMI's 2016 application for a 625 acre unit in Docket No. CC-2019-OGR-01-002. *Id.* at 2. They assert that AMI has drawn an arbitrary line and excluding these owners would violate the owners' rights to due process.

The Fourteenth Amendment of the United States Constitution requires procedural due process. The minimal requirements of procedural due process relate to notice and an opportunity for hearing if the deprivation of a significant life, liberty, or property interest may occur.

Bradbury v. Idaho Judicial Council, 136 Idaho 63, 72, 28 P.3d 1006, 1015 (2001). If an uncommitted mineral interest owner may have their mineral interest included in a spacing unit, that mineral interest owner may have a property right affected by a spacing order.

AMI's application claims that the spacing unit is limited to the 160 acre unit in the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho. It appears that AMI has decided to not to give additional notice to those outside of their 160 acre proposed unit.⁶ As already explained, the Administrator has not yet determined the size, shape, and location of the spacing unit. Other than the application materials, the record in this proceeding does not yet include detailed geologic data about the size and extent of the pool. But petitioners are correct that in Docket No. CC-2016-OGR-01-004 AMI previously applied for a 625 acre spacing unit that included several adjacent quarter sections.

Given that the prior request for a larger spacing unit includes mineral interest owners that may be potentially affected, and the fact that due process requires that those with property interests affected by an order are to be given notice and opportunity for hearing, notice of the hearing will be given to all other uncommitted owners within the 625 acre spacing unit. This ensures these potentially affected and interested uncommitted owners receive due process.

⁶ This lack of additional notice risks that the Administrator may determine the spacing unit should be a different area than proposed. A oil and gas treatise addresses some other potential consequences of operator decisions about notice:

Prudence may counsel giving notice to adjacent owners even if it is not proposed that they share. Otherwise, the agency determination will not be binding upon them, and they will be free to litigate the findings of the agency. If they are given notice and fail to take part in the agency proceeding, they will not be able to litigate the agency determination because they will be collaterally attacking an order of the agency or will have failed to exhaust an administrative remedy available to them.

Therefore, the Administrator will allow any other uncommitted mineral interest owners in the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho, to participate as parties in the spacing evidentiary hearing on AMI's spacing application if they also believe their mineral interests may be affected by the spacing order.

Proper notice to those potentially affected mineral interest owners ensures procedural due process and ensures the agency order will not be collaterally attacked by owners who did not receive notice. Further, IDAPA 04.11.01.203 and .302 allow the Administrator to order parties to serve documents upon parties and non-parties. Thus, AMI is hereby required to give notice to all uncommitted owners within the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho.

AMI must serve the notice of hearing, and this order, on all uncommitted owners within the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho.

Further, AMI must serve the portions of their application that relate to its request for a spacing unit on all uncommitted owners within the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho. The pages of AMI's application that appear to relate to spacing are as follows: Cover letter pages 1-2; Exhibit A (Plat Map); Exhibit B (Declaration of Dave Smith); Exhibit 1 (Original Directional Well Plan); Exhibit 2A ("As Drilled" Directional Plan); Exhibit 2B ("As Drilled" Directional Plan View); Exhibit 3 (Quad Combo Log); and Exhibit 4A and 4B (Net Pay Isopach Map and Interpreted Seismic Cross Sections). If AMI believes that additional pages of the application also support its spacing application and it believes it will rely on those in the

spacing evidentiary hearing, it should serve those pages as well. AMI does not need to serve pages of its application that only relate to its request for integration.

As to the method of service, Idaho Code title 47, chapter 3, does not specify the method an operator must use to serve notice in a spacing proceeding. *See* Idaho Code § 47-328(3)(c). Regardless, the notice should be “reasonably calculated, under all the circumstances, to apprise interested parties of the pendency of the action and afford them an opportunity to present their objections.” *Mullane v. Central Hanover Bank & Trust Co.*, 339 U.S. 306, 314 (1950). If AMI has updated and current ownership and address information for all mineral interests within the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho, AMI should send notice by regular U.S. mail to that contact information.

Additionally, for addresses where AMI does not have updated ownership contact information, AMI is required to send the application and notice of hearing by regular mail to “Current Mineral Owner” at the addresses it has for mineral interests within that area. AMI is required to do this so that a reasonable attempt is made to give notice even if ownership has changed. Because in prior applications AMI has previously identified uncommitted mineral interest owners in that area and therefore has likely ascertained many of the uncommitted owners within that area, the Administrator will give AMI fourteen (14) days from this order to serve notice and the documents required. If notice is not accomplished by the end of fourteen (14) days and no extension is requested, then the Administrator will dismiss AMI’s application.⁷ AMI must file proof of service with the Administrator. IDAPA 04.11.01.303.

⁷ Any extensions requested or other communication to the Administrator related to notice must be submitted to the Administrator in writing and served on all persons on the attached certificate of service.

Moreover, in order to provide notice to any unknown owners or those that are not reasonably ascertainable without an extensive title search, the Administrator will publish notice of hearing for two consecutive weeks in a newspaper of general circulation in Payette County, Idaho, the county where the proposed spacing unit and affected property is located.

- 5. The Administrator will further continue the issuance of an order on the factors used to determine “just and reasonable terms” until after an order is issued on AMI’s spacing application.**

Because the Administrator has not determined whether petitioners are within the affected spacing unit, at this time he cannot act on the request to reopen the record to allow additional submission of evidence and argument as to what factors the Administrator will consider to determine just and reasonable terms. The Administrator will further continue his order on the factors used to determine just and reasonable terms pending the outcome of the spacing application hearing.

ORDER

The Administrator hereby ORDERS:

1. The evidentiary hearing on AMI’s application for a spacing order in Docket No. CC-2019-OGR-01-002 is BIFURCATED from all hearings on AMI’s application to integrate all uncommitted owners in the proposed unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho.

The Administrator will hold an evidentiary hearing on AMI’s application for spacing and make a decision on the spacing application prior to (a) issuing an order on the factors used to determine just and reasonable terms and (b) holding an evidentiary hearing on AMI’s integration application.

2. Carrie Grant, Shannon Benedict, Donald and Phyllis Gruell, Sharon Simmons, Lowell and Geraldine Davis, James and Beverly Smith, Dana Harris, and Sandra Dunlap’s *Petition to Intervene* is GRANTED for the purpose of participating as parties in the evidentiary hearing to determine the spacing unit.

Further, the Administrator will allow any other uncommitted mineral interest owners in the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho, to

participate as parties in the evidentiary hearing on AMI's spacing application if they also believe their mineral interests may be affected by the spacing order.

3. Carrie Grant, Shannon Benedict, Donald and Phyllis Gruell, Sharon Simmons, Lowell and Geraldine Davis, James and Beverly Smith, Dana Harris, and Sandra Dunlap's request to issue an order directing notice is GRANTED to require notice as detailed above to petitioners and all other uncommitted mineral interest owners in the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho.
4. AMI is required to serve the notice of hearing, this order, and a copy of documents supporting the spacing request in its June 24, 2019 application on all mineral interest owners within of the SE ¼ of Section 9, the NW ¼ of Section 15, and the NE ¼ of Section 16, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho. AMI does not need to serve the application on those uncommitted owners located in the SW ¼ of Section 10 because the application has already been served on those persons. If AMI fails to serve notice as directed within fourteen (14) days, then the Administrator will dismiss AMI's application.
5. The issuance of an Administrator order to determine just and reasonable factors is CONTINUED pending a decision on the spacing application.

DATED this 21 day of November, 2019.



MICK THOMAS

Administrator, Idaho Department of Lands Oil and Gas Division

CERTIFICATE OF SERVICE

I hereby certify that on this 25^x day of November 2019, I caused to be served a true and correct copy of the following item in Docket No: CC-2019-OGR-01-002: *Order Granting Petition to Intervene, Bifurcating Hearing, and Requiring Additional Notice* by the method indicated below and addressed to the following:

AM Idaho, LLC
c/o Michael Christian
Smith + Malek
101 S. Capitol Blvd, Suite 930
Boise ID 83702

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mike@smithmalek.com
lauren@smithmalek.com

Kristina Fugate
Deputy Attorney General
PO Box 83720
Boise ID 83720-0010

- U.S. Mail, postage prepaid
- State House Mail
- Certified mail, return receipt requested
- Email: kristina.fugate@ag.idaho.gov

Joy Vega
Deputy Attorney General
PO Box 83720
Boise ID 83720-0010

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- State House Mail
- Certified mail, return receipt requested
- Email: joy.vega@ag.idaho.gov

Mick Thomas
Idaho Department of Lands
PO Box 83720
Boise ID 83720-0050

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mthomas@idl.idaho.gov

James Thum
Idaho Department of Lands
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- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: jthum@idl.idaho.gov

James Piotrowski
Attorney for CAIA and
Certain Non-Consenting Owners (Judith and Jimmie
Hicks, Karen Oltman, Alan and Glenda Grace, Shady
River, LLC)
1020 W. Main St, Suite 400
PO Box 2864
Boise, ID 83702

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: james@idunionlaw.com

James Piotrowski
Attorney for Petitioners to Intervene (Carrie Grant,
Shannon Benedict, Donald and Phyllis Gruell, Sharon
Simmons, Lowell and Geraldine Davis, James and
Beverly Smith, Dana Harris, and Sandra Dunlap)
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Boise, ID 83702

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- Certified mail, return receipt requested
- Email: james@idunionlaw.com

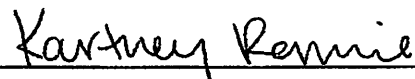
**same address/email as above*

City of Fruitland
Attn: Rick Watkins-City Clerk
PO Box 324
Fruitland ID 83619

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested

Anadarko Land Corp.
Attn: Dale Tingen
1201 Lake Robbins Dr
The Woodlands TX 77380

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested


Kourtney Romine
Kourtney Romine
Administrative Assistant

SMITH + MALEK
ATTORNEYS

MICHAEL R. CHRISTIAN
Attorney at Law
mike@smithmalek.com
Admitted in Idaho

June 24, 2019

Via Email and Hand Delivery

Mick Thomas, Administrator
Oil and Gas
Idaho Department of Lands
c/o Kourtney Romine

300 N. 6th Street, Suite 103
Boise, ID 83702

Re: Application of AM Idaho, LLC for spacing order and to integrate unleased mineral interest owners in the drilling unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, Idaho; IOGCC Docket No: CC-2019-OGR-01-002.

Dear Administrator Thomas:

Pursuant to Idaho Code §47-318, §47-320 and §47-328, AM Idaho, LLC ("Applicant"), hereby applies for (a) a spacing order, and (b) an order integrating the mineral interests, in the drilling unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, in which the existing Fallon #1-10 well is located.

A. Request for Spacing Order.

1. Size, shape and location of unit (Idaho Code § 47-318(2)):

Applicant requests a spacing order establishing a 160 acre spacing unit consisting of the SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County, in which the existing Fallon #1-10 well is located, consistent with the default drilling unit configuration for vertical gas wells set forth in Idaho Code §47-317(3)(b). The configuration is depicted on the plat attached hereto as Exhibit A. As set forth in the Declaration of David Smith attached hereto as Exhibit B, based on the information currently available to Applicant, it is anticipated that the requested unit will result in the efficient and economical development of the pool, and is not

June 24, 2019
Mick Thomas, Administrator
Oil and Gas
Idaho Department of Lands
c/o Kourtney Romine

2 of 8

smaller than the maximum area that can be efficiently and economically drained by one well.

2. No more than one well and location of well (Idaho Code § 47-318(4)):

Pursuant to Idaho Code § 47-318(4), Applicant requests that the order establishing the spacing unit direct that no more than one (1) well shall be drilled to and produced from the common source of supply for the unit, being the Fallon #1-10 well. Applicant requests that the order establishing the spacing unit approve the Fallon #1-10 well in its existing location. The well is more than 330' from the quarter section lines for the SW ¼ of Section 10, in conformity with Idaho Code § 47-317(3)(b); as set forth in Permit to Drill #11-075-20032, the bottom hole for the Fallon #1-10 well is 1134' from the west quarter section line, 1033' from the south quarter section line, 1596' from the north quarter section line, and 1526' from the east quarter section line.

B. Request for Integration Order.

1. Name and address of the applicant (Idaho Code § 47-320(4)(a)):

AM Idaho, LLC
16600 Park Row
Houston, Texas 77084

2. Description of the spacing unit to be integrated (Idaho Code § 47-321(4)(b)):

The SW ¼ of Section 10, Township 8 North, Range 5 West, Boise Meridian, Payette County. A plat of the subject drilling unit is included in Exhibit A, attached hereto.

3. Geologic statement concerning the likely presence of hydrocarbons (Idaho Code § 47-320(4)(c)):

The required geologic statement is contained in the Declaration of David M. Smith, attached hereto as Exhibit B.

4. Statement that the drill site is leased (Idaho Code § 47-320(4)(d)):

The Declaration of Wade Moore III, Senior Landman for Applicant, attached hereto as Exhibit C, contains the required statement that the drill site is leased. No drilling activities will occur on lands to be integrated.

SW1/4
Sec 10-8N-5W



1 inch = 333 feet

**BEFORE THE OIL AND GAS CONSERVATION COMMISSION
STATE OF IDAHO**

**In the Matter of Application of AM Idaho, LLC,)
and Alta Mesa Services, LP, for Integration of)
Unleased Mineral Interest Owners in the)
Proposed Fallon #1-10 Unit Consisting of the)
SW ¼ of Section 10, Township 8 North, Range)
5 West, Boise Meridian, Payette County, Idaho)**

Docket No. CC-2019-0GR-01-002

**AM IDAHO, LLC, and)
ALTA MESA SERVICES, LP, Applicants.)**

DECLARATION OF DAVID M. SMITH

STATE OF TEXAS)
) ss
County of Harris)

David M. Smith declares:

1. I am an Exploration Geologist working for Applicant AM Idaho, LLC. I have been exploring for oil and gas in Idaho since 2010. I have over 36 years of experience in domestic and international oil and gas exploration, development, acquisitions and divestitures. Previously I was Vice President of Exploration of Alta Mesa Holdings for 19 years, worked as exploration geologist at Paramount Petroleum and Torch Energy Advisors, Inc., and served as the Exploration Manager for Bellwether Exploration Company. I earned my Bachelor of Science in Geology from Virginia Tech in 1983. Included in my responsibilities are managing geophysical exploration, interpreting data from 2-D and 3-D seismic projects, identifying and evaluating likely hydrocarbon pools based

on interpretation of seismic data, and selecting drilling targets based on such interpretation and evaluation.

2. I designed and supervised the acquisition of a proprietary 3-dimensional (3-D) seismic survey with specific parameters to explore for oil and gas reservoirs, appropriate to the challenges of this sedimentary basin. The sediments are often complexly faulted. There are also numerous basalt flows, dikes and sills present in the subsurface. These conditions complicate geologic interpretations from geophysical data.

3. I interpreted these seismic data from a project which covered several sections in Township 8 North, Range 5 West, including the SW ¼ of Section 10, (“the subject spacing unit”).

4. I identified a prospect centered in the SW ¼ of Section 10, which was a wildcat test targeting presumed sands in the Idaho Group. My pre-drill interpretation was that the test well could potentially drain a 640 acre unit, comprised of the SE ¼ of Section 9, SW ¼ of Section 10, NE ¼ of Section 16 and NW ¼ of Section 15, all in T8N R5W.

5. The prospect was a presumed combination structural/stratigraphic trap defined by 3-D seismic data. The top of the prospective section was expected to be approximately 3300’ TVD. The pre-drill targets were a minor objective Sand A expected at 3300’ TVD and a primary objective Sand B at 3374’ TVD.

6. The target reservoir sections were fluvial and lacustrine sands within the Poison Creek and Chalk Hills formations of the Idaho Group.

7. Previously drilled, local well control suggested significant variability of the presence, thickness, porosity and permeability of sands in the target section. Bridge Energy drilled the May #1-13 well (2.6 miles east of the proposed target) to 6512’ and plugged and abandoned it

as a dry hole in 2010. It encountered a 40' sand at 3650' with average porosity of 15-20%. From 3700' to 4960', the well encountered various thin sands in an interval dominated by tuffaceous gray shales and siltstones (85%). The sands vary in porosity, but average 20-24%. The well encountered basalt from 4960' to 5200'; below that, other sands were encountered with porosities of 18-24%. All of these sands were wet with none tested, and the May #1-13 well was plugged and abandoned.

8. 1.25 miles WSW of the prospect, Ore-Ida Foods drilled a geothermal test to 10,024' in 1979. The correlative objective section in that well is dominated by gray claystone and siltstone, with minor subordinate amounts of sandstone.

9. In February of 2018 we directionally drilled the Fallon #1-10 test well to 5432' MD (4995' TVD), ran open hole logs on drill pipe, and set and cemented production casing. The proposed directional well plan is attached as Exhibit 1 to this statement. The actual "As-Drilled" final directional vertical section and plan view plots are attached as Exhibits 2a and 2b respectively.

10. The petrophysical logs that we acquired included Spectral Gamma Ray, Induction, Neutron/Density Porosity and Dipole Sonic logs.

11. We encountered our primary objective sand B as expected with approximately 92' of gross gas pay from 3772'-3880' MD (3453'-3545' TVD), with 70' of net pay. Sand A objective was found from 3658'-3670' MD (3355'-3367' TVD) with 10' of possible gas pay. An annotated log is attached to this statement as Exhibit 3.

12. In March of 2018, we perforated the primary objective sand from 3815'-3835' MD, and tested the well at 3.8 MMcf/d, 119 Bcpd and 6 Bwpd with 1290# ftp on a 28/64" choke. The well is currently shut-in waiting on pipeline construction and hook up.

13. The Fallon #1-10 well tested and confirmed a presumed combination structural/stratigraphic trap defined by seismic data that is now a known gas condensate reservoir.

14. Both of the objective sands were encountered 55' to 80' structurally low to pre-drill expectations: top of Sand A at 3355' TVD versus 3300' TVD expected; and top of Sand B at 3453' TVD versus expected 3374'TVD. This is likely due to a local seismic velocity gradient, and not unexpected in frontier exploration such as in Idaho.

15. As the top of the objective Sand B reservoir was expected to be encountered at approximately 3374' TVD but was encountered 80' feet structurally lower at 3453' TVD, it is appropriate to remap the sand and reconsider unit size and configuration.

16. I made structure maps of the top of Sand B and the base of the gas pay in Sand B using the logs and the seismic data. From these, I created a Net Pay Isopach Map. See Exhibits 4a and 4b attached to this statement. Exhibits 4a and 4b also include two interpreted seismic cross sections along west-east and southwest-northeast lines, which I developed to confirm the extent of the Sand B pay reflected in the Net Pay Isopach Map.

17. Our local experience producing these wells is that these gas sands produce with a water drive, or through a combination of water drive and pressure depletion. Thus, after some period of time of gas production, the well is expected to produce increasing volumes of water until it loads up and dies or reaches an economic limit. The economic limit occurs when the daily cost of disposing of the produced fresh water plus operating costs exceeds the value of the hydrocarbons produced daily. The only viable method of produced water disposal currently available is trucking to an evaporative pond disposal facility, which is very expensive (in excess of \$10/bbl of water) and limits the economics of production as compared to reinjection, which is currently not available.

18. When the economic limit is reached in the current set of perforations, the well would be plugged back and reperforated near the top of the sand, (3772' MD, 3453' TVD, -1289' Subsea), which would be the structural top of the ultimate producible drainage area in a water drive reservoir.

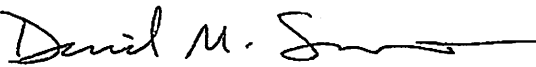
19. The Net Pay Isopach map accounts for the above considerations. See Exhibits 4a and 4b.

20. Post drill mapping with the new well information and the 3-D seismic data locates the ultimately producible reservoir dominantly in the SW ¼ of Section 10, with minor presence in the SE ¼ of Section 9, the NE ¼ of Section 16 and the NW ¼ of Section 15. As noted above, the area efficiently and economically drainable is likely restricted by the water drive mechanism and associated cost of disposal of co-produced water. Based on rigorous interpretation of the seismic data in conjunction with the new log data, and based on the analysis set forth above, I conclude that a 160 acre unit encompassing the SW ¼ of Section 10 is the best fit to cover the lands underlaid by the gas pool, and that the proposed 160 acre unit is not smaller than the maximum area that could be effectively and economically drained by one well.

21. Our Fallon #1-10 well is located near the center of the proposed unit. Results from our testing of the well show that it produces a combination of natural gas and gas condensate, making a gas unit, as described above, appropriate.

I declare under penalty of perjury under the laws of the State of Idaho that the foregoing is true and correct.

Dated this 24th day of June, 2019.



David M. Smith



Project: Payette County, ID W'27
 Area: 10-8N-5W
 Site: Fallon 1-10
 Well: #1-10
 Wellbore: #1-10 OH
 Design: Plan #1



CASING DETAILS

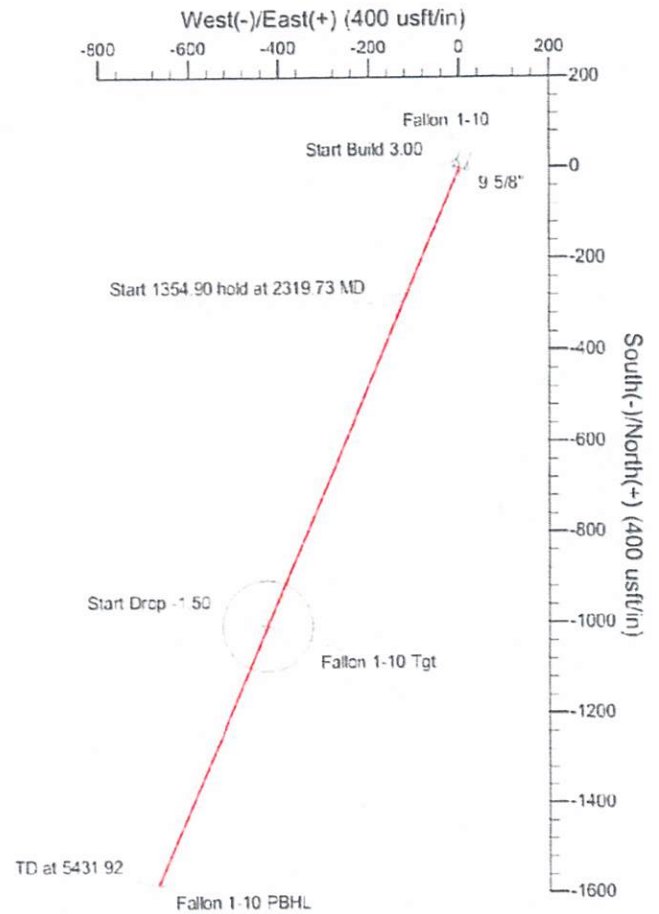
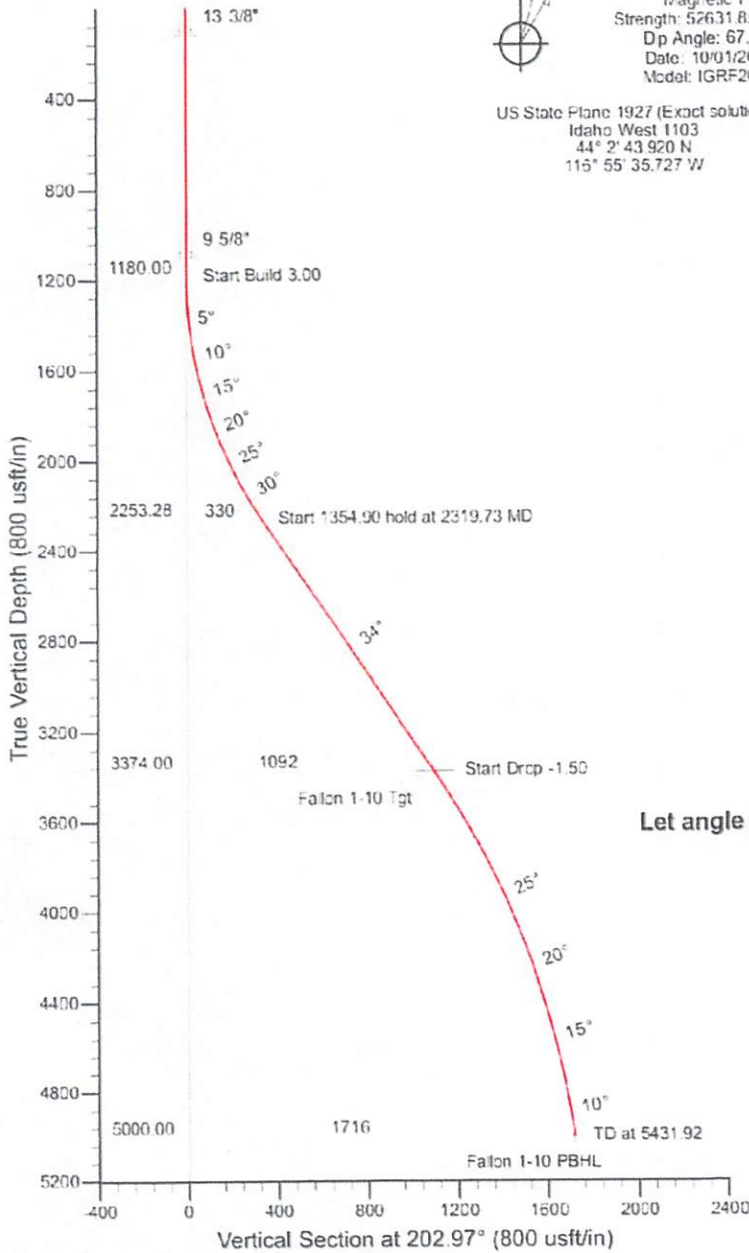
TVD	MD	Size
120.00	120.00	3-3/8
1100.00	1100.00	9-5/8



Azimuths to Grid North
 True North: 0.52'
 Magnetic North: 14.51'

Magnetic Field
 Strength: 52631.8snT
 Dip Angle: 67.47°
 Date: 10/01/2017
 Model: IGRF2015

US State Plane 1927 (Exact solution)
 Idaho West 1103
 44° 2' 43.920 N
 115° 55' 35.727 W



Digital lease data unavailable at time of print

Let angle fade to vertical after target

EXHIBIT 1
 Original Directional
 Plan

DESIGN TARGET DETAILS

Name	TVD	-N/+S	+E/-W	Northing	Eastings	Latitude	Longitude	Sh
Fallon 1-10	0.00	0.00	0.00	920.869160106	55' 35.727 W 1103.000	Point 44° 2' 43.920 N	115° 55' 35.727 W	
Fallon 1-10 Tgt	3374.00	-1004.96	-125.98	0.00	868.452003	937 N 19021'6" 55' 41.362 W	Circle Radius: 100.00	
Fallon 1-10 PBHL	5000.00	-1579.99	-669.7366	24	854.7292	224 N 1899116" 55' 44.566 W	Point	

SECTION DETAILS

Sec	MD	Inc	Azi	TVD	+N/-S	+E/-W	Dleg	TFace	VSect	Target
1	0.50	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
2	1180.00	0.00	0.00	1180.00	0.00	0.00	0.00	0.00	0.00	
3	2319.73	34.19	202.97	2253.28	-303.92	30.428.83	3.00	202.97	3	
4	3674.64	34.19	202.97	3374.00	-1004.96	91.425.99	Fallon 1-10 Tgt	0.00	10	
5	5431.92	7.83	202.97	5000.00	-1579.99	716.029.7	Fallon 1-10 PBHL	0.00	1	

Job Number: 201708-JMP-PGD-01
 Company: Paul Graham Drilling / Alta masa
 Lease/Well: Fallon 1-10
 Location: Idaho
 Rig Name: Paul Graham Drilling
 State/County: Idaho/ Payette
 Country: USA
 API Number: ?

Elevation (To MSL): 0.00 ft
 RKB: 0.00 ft
 Projection System: US State Plane 1927 (Exact solution)
 Projection Group: Idaho West 1103
 Projection Datum: CLARKE 1866
 Magnetic Declination: 13.67
 Grid Convergence: -0.81810 W
 Date: Sunday, February 18, 2018

True Vertical Depth

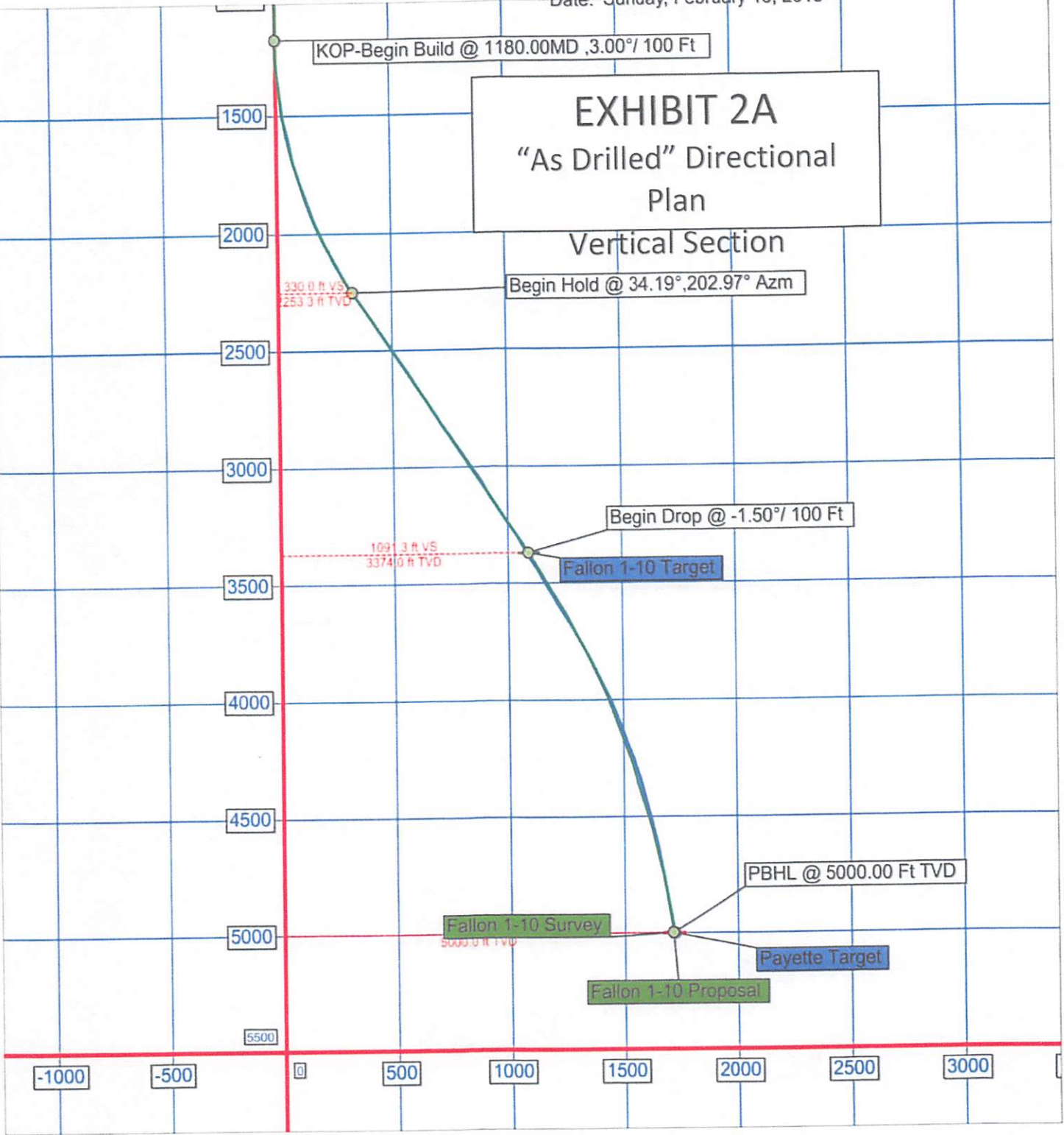


EXHIBIT 2A
"As Drilled" Directional Plan

Vertical Section

Vertical Section (500 Ft/Div) VSP: 202.00°

Alta Mesa Services LLC
 Fallon 1-10
 Wildcat Field
 8N-5W Sec 10
 KB 2167'

Sand 'A'
 3658' MD
 3355' TVD
 -1191 SS

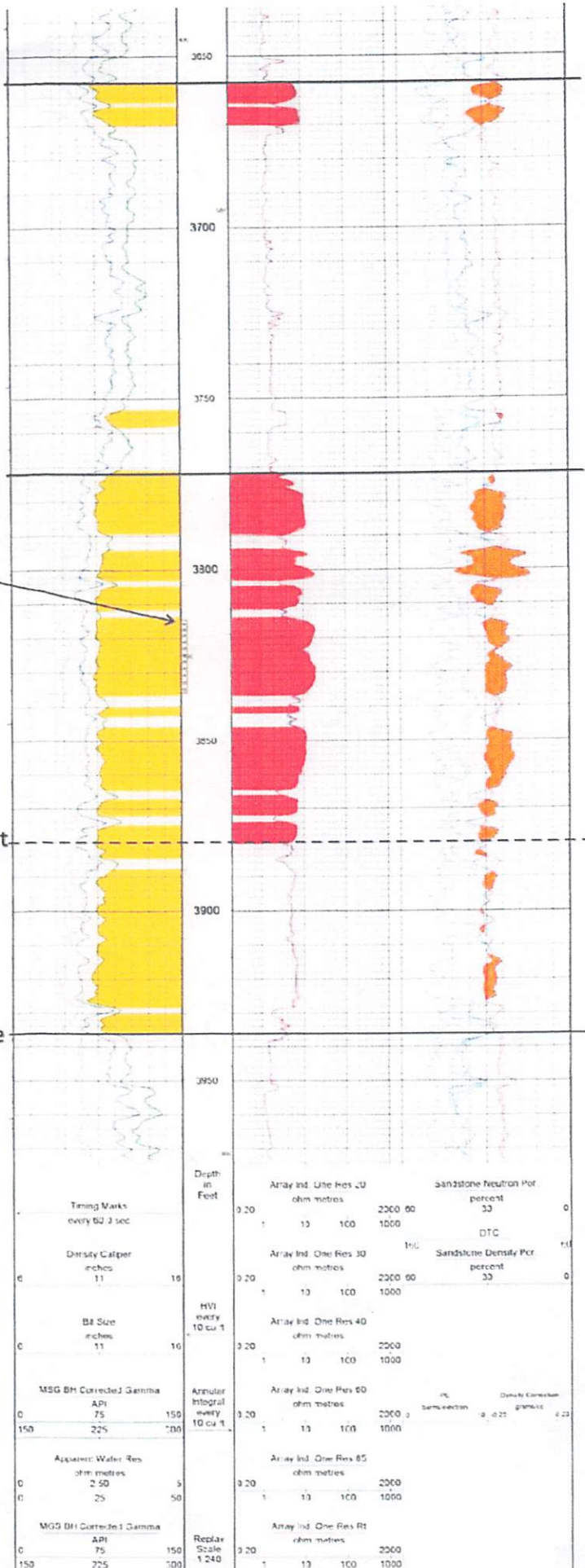
Sand 'B'
 3772' MD
 3453' TVD
 -1289 SS

Completion
 Perf: 3815-35'
 IP: 119 BCPD
 3.8 MMCFGD
 6 BWPD
 1290# FTP 24/64" CK
 3/11/2018

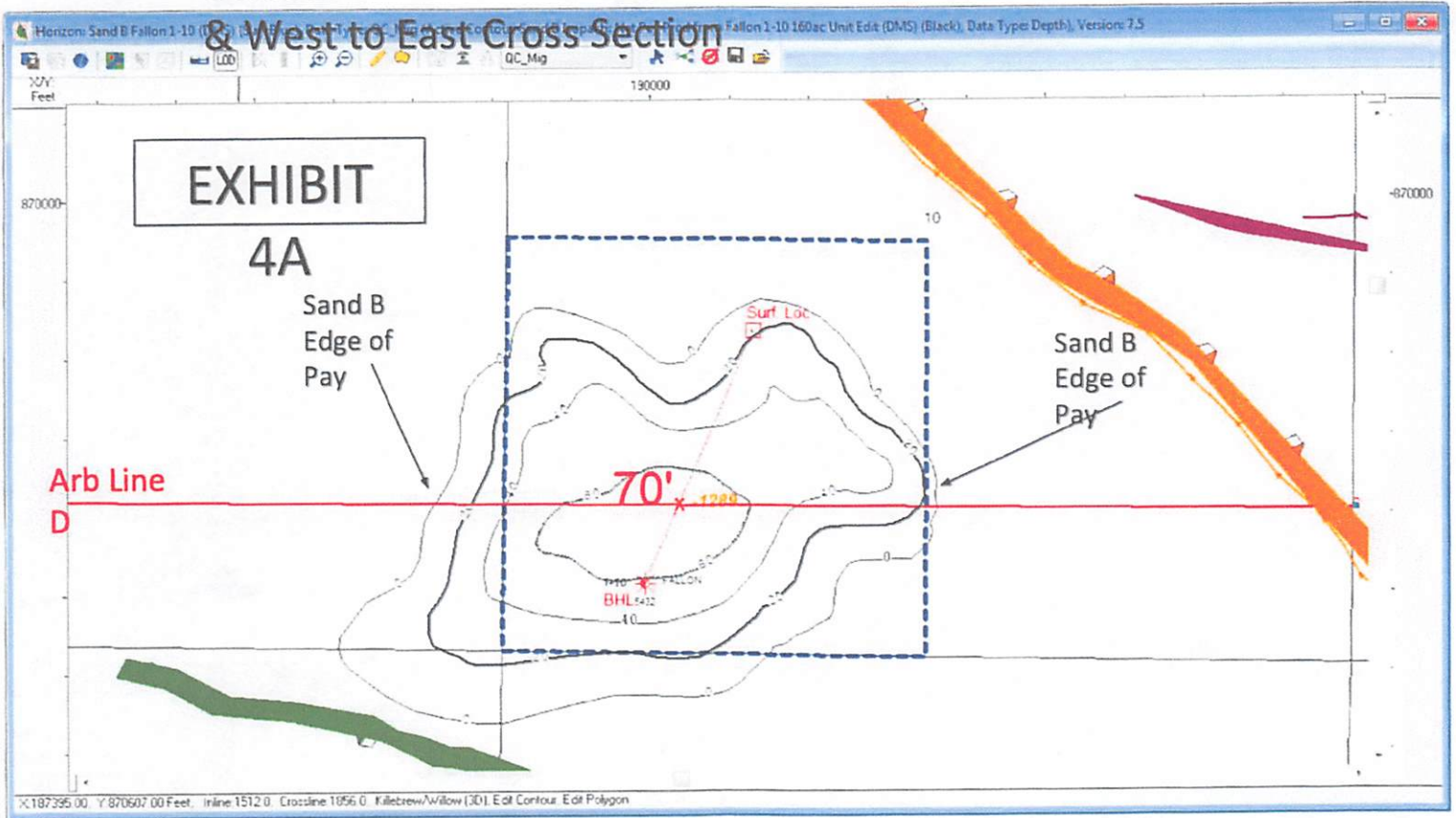
Probable Gas/Water Contact
 3880' MD
 3545' TVD
 -1381 SS

Sand 'B' Base

EXHIBIT 3
 Quad Combo Log



Sand B: Net Pay Isopach with proposed Unit Outline



West-East Arb Line, shows extent of Sands A & B (GR & Ind. Log)

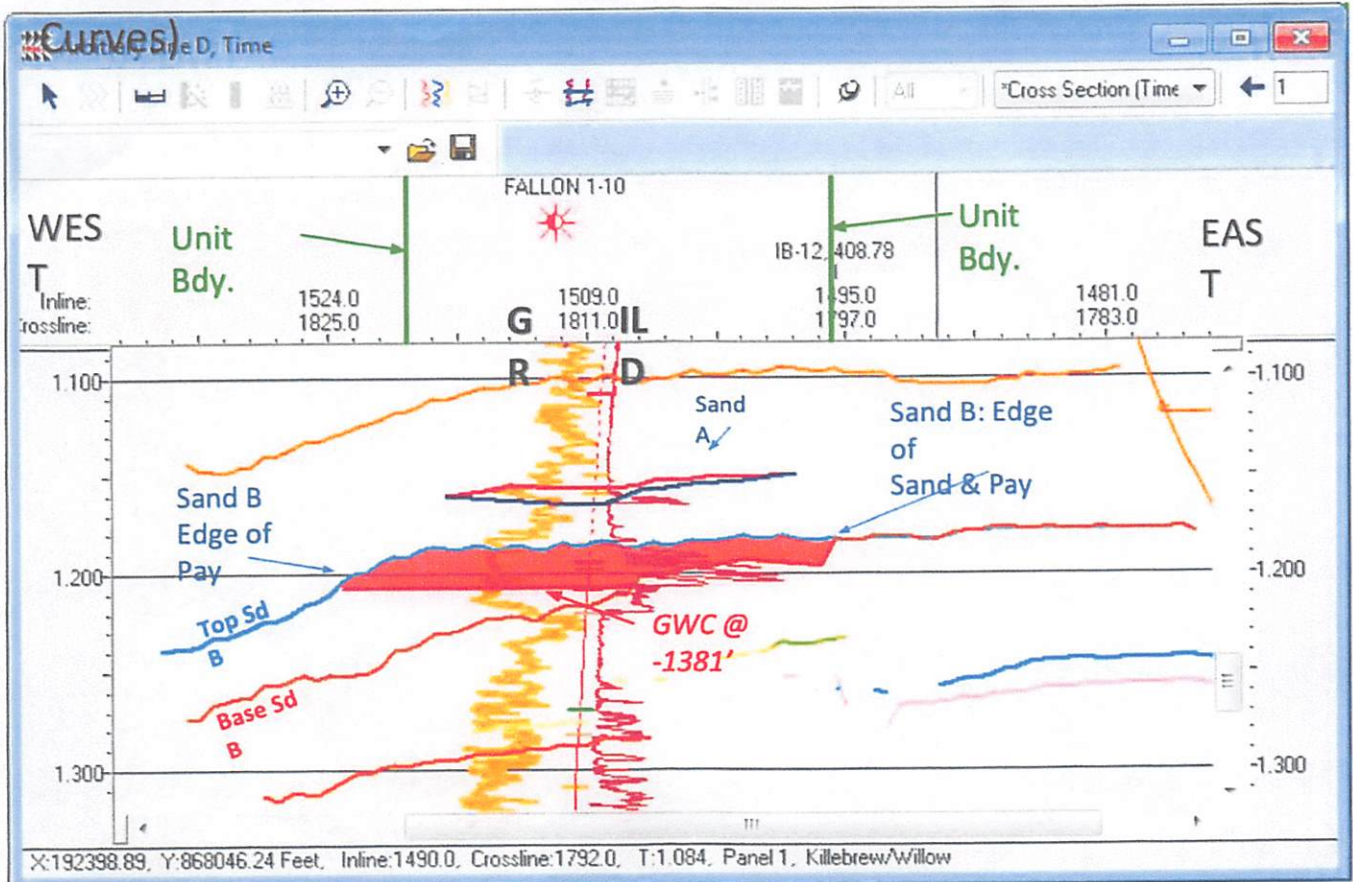


EXHIBIT B

SE 1/4 Section 9

Number	Tax Parcel Number	Owner	Address	Acres Open
				28.3331
1	03780021000A	Anadarko Land Corp.	1201 Lake Robbins Dr. The Woodlands, TX 77380	1.0331
2	03780021000C	Leslie & Margaret Gardner Trust	8660 Shannon Rd Fruitland, ID 83619	7.4300
3	03780022000B	Sharon M. Simmons	8680 Shannon Rd Fruitland, ID 83619	7.8000
4	03780023000A	Leslie & Margaret Gardner Trust	8660 Shannon Rd Fruitland, ID 83619	8.8800
5	03780023000D	Susan R. Coffman	8640 Shannon Rd Fruitland, ID 83619	1.0500
6	03780039000D	Jimmie L. & Norma J. Greene	8512 Shannon Rd Fruitland, ID 83619	1.0000
	03780038000A	David H. Richmond	8531 Shannon Rd Fruitland, ID 83619	
	03780036000A	John Hassell	8516 Washoe Rd Fruitland, ID 83619	
7	03780039000I	Joseph S. Hild Revocable Trust Diana L. Ingalls Revocable Trust ½ interest each	8590 Shannon Rd Fruitland, ID 83619	1.1400

SW 1/4 Section 10

Number	Tax Parcel Number	Owner	Address	Acres Open
				55.78
8	08N05W106460	The Jimmie R. And Judy A. Hicks Family Trust, Jimmie R. Hicks and Judy A. Hicks, Trustees	1540 NW 6 Ave Fruitland, ID. 83619	4.50
9	08N05W106680	Alan R. & Glenda D. Grace	1755 Killebrew Dr. Fruitland, ID. 83619	1.58
10	08N05W10RAIL	Anadarko Land Corp	1201 Lake Robbins Dr. The Woodlands, TX 77380	3.17
11	F00000105561	City of Fruitland	P.O. Box 324 Fruitland, ID 83619	14.10
12	F00000105601	City of Fruitland	P.O. Box 324 Fruitland, ID 83619	5.89
13	F00000105742	City of Fruitland	P.O. Box 324 Fruitland, ID 83619	23.15
14	08N05W107040	Karen Oltman	8970 Hurd Lane Fruitland, ID. 83619	0.34
15	F00000107090	Shady River, LLC	3500 East Coast Hwy #100 Corona Del Mar, CA 92625	3.06

S/2 NW/4 Section 15

Number	Tax Parcel Number	Owner	Address	Acres Open
	F36460020090	LAKE WILLIE	2719 Dogwood Ave Fruitland, ID. 83619	0.00
	F36450020020	JEANETTE H. JONES	1587 Popular Ave Fruitland, ID. 83619	
	F36450020030	JAMES DANIEL DURRETT	1581 Popular Ave Fruitland, ID. 83619	
	F36450020040	DELORES MCDANIEL	1577 Popular Ave Fruitland, ID. 83619	
	F36450020060	RONG FEN DENG	2645 Dogwood Ave Fruitland, ID 83619	
	F36450010350	SHANNON HOLTRY BENEDICT	1590 Popular Ave Fruitland, ID. 83619	
	F36450010310	GARY D. OWEN	1488 Popular Ave Fruitland, ID. 83619	
	F36450010300	RICHARD YEAGER	1484 Popular Ave Fruitland, ID. 83619	
	F3645001028A	JAMES PATRICK DILLE	2635 Dogwood Ave Fruitland, ID. 83619	
	F3645001026A	MICHAEL G. JACOB	2630 Dogwood Ave Fruitland, ID. 83619	
	39800010050	RAMONA S. BECERRA	1580 NW 26 ST. Fruitland, ID. 83619	
	03980001001A	CRYSTAL RUSSELL	1510 NW 26 ST. Fruitland, ID. 83619	

03980002001A

NOLA M. HENDON

1513 NW 26 ST.
Fruitland, ID. 83619

F36450010180

SEAN F. BRYSON

2685 Bayberry Dr.
Fruitland, ID. 83619

F36450010170

CARRIE L. GRANT

2683 Bayberry Dr.
Fruitland, ID. 83619

F36450010160

KARA L. GRUELL

2681 Bayberry Dr.
Fruitland, ID. 83619

F36450010140

ARMONDO G. ESTILLORE, ETUX

2680 Bayberry Dr.
Fruitland, ID. 83619

08N05W153641

CINDY M. & O. REX STICE

2603 Applewood Ave
Fruitland, ID. 83619

08N05W154050

FRANCIS C. FLOREZ, ETAL

1207 NW 24 ST.
Fruitland, ID. 83619

08N05W154080

JEANNETTE LOUISE JENKINS

1319 NW 24 ST.
Fruitland, ID. 83619

F00000154180

MIGUEL ANGEL HERRERA

1303 NW 24 ST.
Fruitland, ID. 83619

F36450010120

JACOB A. FORTIN

2684 Bayberry Dr.
Fruitland, ID. 83619

F30410010140

SCOTT & NANCY CAMPBELL

2611 Applewood Ave
Fruitland, ID. 83619

F30410010160

DAVID K. MARTIN

2617 Applewood Ave
Fruitland, ID. 83619

F30410010190

SUSAN A. JOSEPHSON FAMILY TRUST

2612 Winesap Ave
Fruitland, ID. 83619

F30410030010

DENICE HARDIE

2609 Winesap Ave
Fruitland, ID. 83619

F30410010210

CHARLENE K. QUADE

2608 Winesap Ave
Fruitland, ID. 83619

F30410010220	ACK & MARY JANE RAYMOND FAMILY TRUST	2606 Winesap Ave Fruitland, ID. 83619
F3540009000B	LOLITA N. BAILEY	2617 N. WHITLEY DR. Fruitland, ID. 83619
F3041001026B	CODY D. & JILL A STEPHENS	907 Golden Ave Fruitland, ID. 83619
F30410010250	HARRY J. WIGHTMAN	2600 Winesap Ave Fruitland, ID. 83619
F30410010280	KELLY & LAURA BERNARD FAMILY TRUST	2602 Golden Ave Fruitland, ID. 83619
F30410040060	LISA MARIE DEL RE	910 Golden Ave Fruitland, ID. 83619
F30410040040	ERIC E. & CHRISTI J. GARMAN	1004 Golden Ave Fruitland, ID. 83619
F30410040030	ELISABETH VENEGAS	1006 Golden Ave Fruitland, ID. 83619
F30410040020	JOSE LUIS GONZALEZ	1008 Golden Ave Fruitland, ID. 83619
F30410040010	JOSE P & RUBICELIA B. MONCADA	1012 Golden Ave Fruitland, ID. 83619
F30410020050	DENNIS D. WHALEN	2601 Rome Ave Fruitland, ID. 83619
F30410020060	DONNA L. BURZOTA TRUST	2600 Applewood Ave Fruitland, ID. 83619
F30410020030	CHERYL A SMITH FAMILY TRUST	2605 Rome Ave Fruitland, ID. 83619
F30410020020	DERRELL C. CHILDERS	2607 Rome Ave Fruitland, ID. 83619
F30410030070	REBECCA FERRERA	2602 Rome Ave Fruitland, ID. 83619

F30410030040	ERNESTO & LOURDES HERRERA	2603 Winesap Ave Fruitland, ID. 83619
F30410030030	ELISA BOLANOS GALICIA	2605 Winesap Ave Fruitland, ID. 83619
F30410010070	JESUS L. INIGUEZ	2507 Applewood Ave Fruitland, ID. 83619
F30400010060	GUILLERMO TRUJILLO, III	2505 Applewood Ave Fruitland, ID. 83619
F30400010050	FLORIDA G. BOWKER	2503 Applewood Ave Fruitland, ID. 83619
F30400050040	JOHN H. YORK	1004 Braeburn St Fruitland, ID. 83619
F30400050060	RICHARD T. COOK	910 Braeburn St Fruitland, ID. 83619
F30400050070	MICHAEL T. BOUDREAU	911 Jonathan St Fruitland, ID. 83619
F30400050090	SHAWN RICHEY	1005 Jonathan St Fruitland, ID. 83619
F30400050100	KATHERINE LEONA SHERMAN	1007 Jonathan St Fruitland, ID. 83619
FF30400050120	KENNETH & REIKO WALSTON FAMILY TRUST	1011 Jonathan St Fruitland, ID. 83619
F30400060010	RONALD R. HALL	2402 Applewood Ave Fruitland, ID. 83619
F30400060020	JOSPEH DAHL	1010 Jonathan St Fruitland, ID. 83619
F30400060030	VINCENT A. & DAWN L. TALBOTT	1008 Jonathan St Fruitland, ID. 83619
F30400060040	CASIMIRO PALOMA, JR	1006 Jonathan St Fruitland, ID. 83619

F30400060050

AARON J. PAHL

1004 Jonathan St
Fruitland, ID. 83619

F30400060070

DONNA MAE HUME

910 Jonathan St
Fruitland, ID. 83619

F3040009000E

CHRISTOPHER GARNER

903 NW 24 ST.
Fruitland, ID. 83619

F30400010360

GEORGE W. BACUS

905 NW 24 ST.
Fruitland, ID. 83619

F3540009000C

AMANDA M. TSCHIDA

911 NW 24 ST.
Fruitland, ID. 83619

F30400060090

TYLER MCKAY OSBORN

1003 NW 24 ST.
Fruitland, ID. 83619

F3040006010A

DAKOTA R. MYERS

1005 NW 24 ST.
Fruitland, ID. 83619

F30400060120

DAVID & MAURINE BURT

1009 NW 24 ST.
Fruitland, ID. 83619

F30400060130

THOMAS & PEGGY HAWKINS

2400 Applewood Ave
Fruitland, ID. 83619

F3540009000V

IDAHO STATE DPT OF TRANSPORTATION

P.O. Box 7129
Boise, ID 83707-1129

NA

CITY OF FRUITLAND

P.O. Box 324
Fruitland, ID 83619

STREETS AND ALLEYS

N 1/2 NW 1/4 Section 15

Number	Tax Parcel Number	Owner	Address	Acres Open
				44.5428
16	03420002000B	Kenneth E Alan	8475 Alden Rd Fruitland, ID 83619	1.0200
17	08N05W15NWRR	Anadarko Land Corp	1201 Lake Robbins Dr. The Woodlands, TX 77380	2.9990
18	F3420003000A	Washoe Irrigation & Water Power Co. Ltd	102 North Main St Payette, ID 83661	0.8800
19	F3420003000B	Shady River LLC	3500 East Coast Hwy #100 Corona Del Mar, CA 92625	0.5500
20	F3420004000A	River Ridge Estates, LLC	P.O. Box 2176 Tualatin, OR. 97062	8.2200
21	F36450010020	Garry R & Sandra O Belknap	2735 Spruce Dr Fruitland, ID 83619	0.0980
22	F36450010030	Don L & Diane D Johnson	2737 Spruce Dr Fruitland, ID 83619	0.2340
23	F36450010050	Thomas E & Connie P Limbaugh	2743 Spruce Dr Fruitland, ID 83619	0.2400
24	F36450010060	Raymond E & Alisha B Horton	2745 Spruce Dr Fruitland, ID 83619	0.2500

Notes (not to be on Efforts)

Est. 35% of .28 ac in unit

Est. 90% of .26 ac in unit

25	F36450010080	H Bradford & Charlene R Henshaw	2694 Bayberry Dr Fruitland, ID 83619	0.2500	
26	F36450010090	The McPheeters Family Trust, U/T/A Dated August 1, 1997	2692 Bayberry Dr Fruitland, ID 83619	0.0125	Est. 5% of .25 ac in unit
27	F36450010210	Carren M Poff & Karen Newman	2693 Bayberry Dr Fruitland, ID 83619	0.0480	Est. 20% of .24 ac in unit
28	F36450010220	Shawn L. Bunger & Nichole Winger	1380 Poplar Ave Fruitland, ID 83619	0.2080	Est. 80% of .26 ac in unit
29	F36450020060	Rong Fen Deng & Qiongfang Zhou	2645 Dogwood Ave Fruitland, ID 83619	0.0252	Est. 9% of .28 ac in unit
30	F36450030030	Andres & Wren M Garcia	1335 Poplar Ave Fruitland, ID 83619	0.2500	
31	F36450030050	Beau E Clover	1341 Poplar Ave Fruitland, ID 83619	0.2500	
32	F36450030060	Robert Palomarez	1343 Poplar Ave Fruitland, ID 83619	0.2600	
33	F36450040020	Cori L Smith	2746 Spruce Dr. Fruitland, ID 83619	0.2400	
34	F36450040030	Joe W & Sylvia O Pendergrass	2748 Spruce Dr. Fruitland, ID 83619	0.2400	

35	F36450040040	Nicholas M Dhaenens	2750 Spruce Dr. Fruitland, ID 83619	0.2600
36	F36450050010	Dean & Kay Cardin Trust	2736 Spruce Dr. Fruitland, ID 83619	0.3400
37	F36460020090	Willie & Christa R Lake	2719 Dogwood Ave Fruitland, ID 83619	0.2575
38	F36460020140	Tim L & Theresa L Simkins	1453 Dogwood Ct Fruitland, ID 83619	0.2729
39	F364600000A0	Northview Ranch HOA	P.O. Box 393 Fruitland, ID 83619	0.1828
40	F36460030080	Jose P & Cynthia G Camarillo	1314 Aspen St Fruitland, ID 83619	0.2515
41	F36460030100	Zachary C & Tiffany Mills	1306 Aspen St Fruitland, ID 83619	0.2515
42	F36460030110	Misty Stowe	1304 Aspen St Fruitland, ID 83619	0.2515
43	F36460030120	Lori A Arnold	1300 Aspen St Fruitland, ID 83619	0.2592
44	F36460040050	Beau E Clover	2800 Spruce Dr. Fruitland, ID 83619	0.2429

45	F36460040070	Robert J Boula	2808 Spruce Dr. Fruitland, ID 83619	0.2436
46	F36460060030	Rachael H Holtry	1309 Aspen St Fruitland, ID 83619	0.2601
47	F36460060040	Joel M Clements	1311 Aspen St Fruitland, ID 83619	0.2601
48	F36460060050	Rebecca L Cowgill & Fernando E Rangel	1315 Aspen St Fruitland, ID 83619	0.2601
49	F36460060060	Robert A & Barbara J Graham	1317 Aspen St Fruitland, ID 83619	0.2733
50	F36460060070	Clint & Susan Traw	2716 Dogwood Ave Fruitland, ID 83619	0.2972
51	F36470020160	Justin C & Jessica J Hayes	2723 Dogwood Ave Fruitland, ID 83619	0.4124
52	F36470020170	Adam G. & Holly H. Fugate	2725 Dogwood Ave Fruitland, ID 83619	0.2924
53	F36470020180	Joseph J & Helen Katancik	2727 Dogwood Ave Fruitland, ID 83619	0.2824
54	F36470020190	Brian R Vanderoord	2729 Dogwood Ave Fruitland, ID 83619	0.2824

55	F36470020200	Roland & Amelia Zobel	2731 Dogwood Ave Fruitland, ID 83619	0.2824
56	F36470020210	Clair and Betty Havens Trust	2817 Dogwood Ave Fruitland, ID 83619	0.2824
57	F36470020220	Michael W Crowther	2821 Dogwood Ave Fruitland, ID 83619	0.2824
58	F36470020230	Michael & Tanya Fogleman	2825 Dogwood Ave Fruitland, ID 83619	0.2924
59	F364700000A0	Northview Ranch HOA	P.O. Box 393 Fruitland, ID 83619	0.4224
60	F36470060080	Karma Jean Gehrke	2720 Dogwood Ave Fruitland, ID 83619	0.3424
61	F36470060090	Tiffany A Purdy	2724 Dogwood Ave Fruitland, ID 83619	0.3124
62	F36470060100	Tiffany Smith & Scott Horrace	2730 Dogwood Ave Fruitland, ID 83619	0.3124
63	F364700000B0	Northview Ranch HOA	P.O. Box 393 Fruitland, ID 83619	1.4400
64	F36470080010	Todd Baker	1581 Tamarack St Fruitland, ID 83619	0.3024

65	F364700000C0	Northview Ranch HOA	P.O. Box 393 Fruitland, ID 83619	0.1424
66	F36480040080	Casey & Brandi Mordhorst	2812 Spruce Dr. Fruitland, ID 83619	0.3417
67	F36480040090	Michael J & Rashelle L. Boyer	2816 Spruce Dr. Fruitland, ID 83619	0.2591
68	F36480040100	Karen Vail Trust, utd 01/15/2010	2822 Spruce Dr. Fruitland, ID 83619	0.3591
69	F36480070020	Richard & JaNel Wood	1580 Tamarack St Fruitland, ID 83619	0.2329
70	F36480070040	Leonzo A & Naomi Diaz	1480 Tamarack St Fruitland, ID 83619	0.2329
71	F36480070050	Hugh A & Barbara A Bullock	2819 Spruce Dr. Fruitland, ID 83619	0.3841
72	F36480070060	Robert L & Bonnie McGehee	1465 Ponderosa St. Fruitland, ID 83619	0.3841
73	F36480070070	Robert V. Maxwell	1469 Ponderosa St. Fruitland, ID 83619	0.2239
74	F36480070080	John & Janell Rochester	1471 Ponderosa St. Fruitland, ID 83619	0.2239

75	F36480070090	Bob J & Patricia C Snyder	1563 Ponderosa St. Fruitland, ID 83619	0.2239
76	F36480080020	The Carol S Wininger Family Trust	1577 Tamarack St Fruitland, ID 83619	0.2402
77	F36480080030	The George and Dawna Jackson Living Trust, dated August 18, 1992	1485 Tamarack St Fruitland, ID 83619	0.2403
78	F36480080040	Shaun Ryan & Briar Rose Fogleman	1481 Tamarack St Fruitland, ID 83619	0.2403
79	F36480080050	Charles E & Karen A McBee	1479 Tamarack St Fruitland, ID 83619	0.2403
80	F36480080060	Alex Chadwell	1383 Tamarack St Fruitland, ID 83619	0.2403
81	F36490040110	Travis J & Kayla M McFetridge	1380 Tamarack St Fruitland, ID 83619	0.2300
82	F36490040120	Chance & Miriam Poe	2859 Cedar St Fruitland, ID 83619	0.3400
83	F36490040130	Charles B & Keila D Mass	2855 Cedar St Fruitland, ID 83619	0.2800
84	F36490040150	Shane J & Meridith M Hickman	2751 Cedar St Fruitland, ID 83619	0.2500

85	F36490040170	Javier O & Leticia Arciga	2745 Cedar St Fruitland, ID 83619	0.3500
86	F36490040180	Rebecca W Musser	2741 Birch Rd Fruitland, ID 83619	0.3000
87	F36490050030	Rachel & William Spurgeon	2740 Birch Rd Fruitland, ID 83619	0.3600
88	F36490050040	Joyce B McCurdy	2742 Birch Rd Fruitland, ID 83619	0.2200
89	F36490050050	Sheila R Hiatt	2744 Birch Rd Fruitland, ID 83619	0.2100
90	F36490050060	Dustin P Hillyard	2746 Birch Rd Fruitland, ID 83619	0.2100
91	F36490050070	James M & Cheryl A Flannery, Jr	2830 Birch Rd Fruitland, ID 83619	0.2100
92	F36490050080	Susan Lynn & Rutilo Monreal Espino	2832 Birch Rd Fruitland, ID 83619	0.2100
93	F36490050110	Pelican Development LLC	2838 Birch Rd Fruitland, ID 83619	0.2100
94	F36490050120	BK Construction, Inc	P.O. Box 802 Fruitland, ID 83619	0.2100

95	F36490080100	Phillip L & Maureen E Praeger	1235 Tamarack St Fruitland, ID 83619	0.2400
96	F36490080110	Derrick Leon Mahan & Tisha Presher	1233 Tamarack St Fruitland, ID 83619	0.2400
97	F36490100010	Eric & Julie Rysenga	1230 Tamarack St Fruitland, ID 83619	0.3500
98	F36490100020	Sara Ann & Marcus L Mahler	2833 Birch Rd Fruitland, ID 83619	0.2700
99	F36490100030	Nathan D & Christine A Main	2850 Cedar Dr. Fruitland, ID 83619	0.4400
100	F36490100040	Kial K & Stacy M Brotherson	2854 Cedar Dr. Fruitland, ID 83619	0.4100
101	F36490100050	Alejandro & Llesenia Rangel	2856 Cedar Dr. Fruitland, ID 83619	0.3700
102	F36500050130	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2160
103	F36500050140	Gustavo Mata Gonzalez	2904 Birch Rd Fruitland, ID 83619	0.2860
104	F36500050150	Wendell P & Norma K Nierman	1203 Cottonwood Dr Fruitland, ID 83619	0.6410

105	F36500050160	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2800
106	F36500050180	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2720
107	F36500050190	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2890
108	F36500050200	Dale K Verhaeghe & Linda S Dernoncourt	1303 Cottonwood Dr Fruitland, ID 83619	0.2890
109	F36500050210	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2880
110	F36500050220	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2870
111	F36500050230	Donald B & Phyllis P Gruell	P.O. Box 1102 Fruitland, ID 83619	0.2860
112	F36500050250	RyWest Homes, Inc	125 Beech St. Fruitland, ID 83619	0.2760
113	F36500050260	RyWest Homes, Inc	125 Beech St. Fruitland, ID 83619	0.2660
114	F36500050270	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2720

115	F36500050280	City of Fruitland	P.O. Box 324 Fruitland, ID 83619	1.1200
116	F36500050290	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2630
117	F36500080130	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.3150
118	F36500080140	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2480
119	F36500080150	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2720
120	F36500080160	RyWest Homes	125 Beech St. Fruitland, ID 83619	0.2480
121	F36500080170	L & L Builders, Inc	3309 Hazelwood Caldwell, ID. 83605	0.2480
122	F36500080180	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2480
123	F36500080190	RyWest Homes, Inc	125 Beech St. Fruitland, ID 83619	0.2480
124	F36500080200	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2480

125	F36500080210	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2480
126	F36500080220	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2480
127	F36500080230	Pelican Development LLC	2663 NW 4th Ave Fruitland, ID 83619	0.2480
128	F36500080240	Agile Design Company	P.O. Box 844 Fruitland, ID 83619	0.2940
129	F30410010140	Scott & Nancy Campbell	2611 Applewood Ave Fruitland, ID 83619	0.0000
130	F30410010160	David K Martin	2617 Applewood Ave Fruitland, ID 83619	0.0000
131	F30410010190	Ella Josephson Trust	2612 Winesap Ave Fruitland, ID 83619	0.0000
132	F36450020020	Jeanette H Jones	1587 Popular Ave Fruitland, ID 83619	0.0000

Close to boundary line but does not appear to be in unit, we sent new lease offer for protection.
Tract is 0.3160 acres.

Close to boundary line but does not appear to be in unit, we sent new lease offer for protection.
Tract is 0.2285 acres.

Close to boundary line but does not appear to be in unit, we sent new lease offer for protection.
Tract is 0.2525 acres.

Close to boundary line but does not appear to be in unit, we sent new lease offer for protection.
Tract is 0.2500 acres.

133	F36450020030	James Daniel & Joye Renee Durrett	1581 Popular Ave Fruitland, ID 83619
134	F36450020040	Delores McDaniel	1577 Popular Ave Fruitland, ID 83619

0.0000

Close to boundary line but does not appear to be in unit, we sent new lease offer for protection.
Tract is 0.2500 acres.

0.0000

Close to boundary line but does not appear to be in unit, we sent new lease offer for protection.
Tract is 0.2500 acres.

Number	Tax Parcel Number	Owner	Acres Open
1	03780021000A	Anadarko Land Corp.	1.033100
2	03780021000C	Leslie & Margaret Gardner Trust	7.430000
3	03780022000B	Sharon M. Simmons	7.800000
4	03780023000A	Leslie & Margaret Gardner Trust	8.880000
5	03780023000D	Susan R. Coffman	1.050000
6	03780039000D	Jimmie L. & Norma J. Greene	1.000000
7	03780039000I	Joseph S. Hild Revocable Trust Diana L. Ingalls Revocable Trust	1.140000
8	08N05W106460	The Jimmie R. And Judy A. Hicks Family Trust, Jimmie R. Hicks and Judy A. Hicks, Trustees	4.500000
9	08N05W106680	Alan R. & Glenda D. Grace	1.580000
10	08N05W10RAIL	Anadarko Land Corp	3.170000
11	F00000105561	City of Fruitland	14.100000
12	F00000105601	City of Fruitland	5.885000
13	F00000105742	City of Fruitland	23.150000
14	08N05W107040	Karen Oltman	0.340000
15	F00000107090	Shady River, LLC	3.055000
16	03420002000B	Kenneth E Alan	1.020000
17	08N05W15NWRR	Anadarko Land Corp	2.999000
18	F3420003000A	Washoe Irrigation & Water Power Co. Ltd	0.880000
19	F3420003000B	Shady River LLC	0.550000
20	F3420004000A	River Ridge Estates, LLC	8.220000
21	F36450010020	Garry R & Sandra O Belknap	0.098000
22	F36450010030	Don L & Diane D Johnson	0.234000
23	F36450010050	Thomas E & Connie P Limbaugh	0.240000
24	F36450010060	Raymond E & Alisha B Horton	0.250000

Number	Tax Parcel Number	Owner	Acres Open
25	F36450010080	H Bradford & Charlene R Henshaw	0.250000
26	F36450010090	The McPheeters Family Trust, U/T/A Dated August 1, 1997	0.012500
27	F36450010210	Carren M Poff & Karen Newman	0.048000
28	F36450010220	Shawn L. Bunger & Nichole Wininger	0.208000
29	F36450020060	Rong Fen Deng & Qiongfang Zhou	0.025200
30	F36450030030	Andres & Wren M Garcia	0.250000
31	F36450030050	Beau E Clover	0.250000
32	F36450030060	Robert Palomarez	0.260000
33	F36450040020	Cori L Smith	0.240000
34	F36450040030	Joe W & Sylvia O Pendergrass	0.240000
35	F36450040040	Nicholas M Dhaenens	0.260000
36	F36450050010	Dean & Kay Cardin Trust	0.340000
37	F36460020090	Willie & Christa R Lake	0.257452
38	F36460020140	Tim L & Theresa L Simkins	0.272852
39	F364600000A0	Northview Ranch HOA	0.182752
40	F36460030080	Jose P & Cynthia G Camarillo	0.251452
41	F36460030100	Zachary C & Tiffany Mills	0.251452
42	F36460030110	Misty Stowe	0.251452
43	F36460030120	Lori A Arnold	0.259152
44	F36460040050	Beau E Clover	0.242852
45	F36460040070	Robert J Boula	0.243552
46	F36460060030	Rachael H Holtry	0.260052
47	F36460060040	Joel M Clements	0.260052
48	F36460060050	Rebecca L Cowgill & Fernando E Rangel	0.260052
49	F36460060060	Robert A & Barbara J Graham	0.273252
50	F36460060070	Clint & Susan Traw	0.297152
51	F36470020160	Justin C & Jessica J Hayes	0.412400
52	F36470020170	Adam G. & Holly H. Fugate	0.292400

Number	Tax Parcel Number	Owner	Acres Open
53	F36470020180	Joseph J & Helen Katancik	0.282400
54	F36470020190	Brian R Vanderoord	0.282400
55	F36470020200	Roland & Amelia Zubel	0.282400
56	F36470020210	H & H Ranch, LLC	0.282400
57	F36470020220	Michael W Crowther	0.282400
58	F36470020230	Michael & Tanya Fogleman	0.292400
59	F364700000A0	Northview Ranch HOA	0.422400
60	F36470060080	Karma Jean Gehrke	0.342400
61	F36470060090	Tiffany A Purdy	0.312400
62	F36470060100	Tiffany Smith & Scott Horrace	0.312400
63	F364700000B0	Northview Ranch HOA	1.440000
64	F36470080010	Todd Baker	0.302400
65	F364700000C0	Northview Ranch HOA	0.142400
66	F36480040080	Casey & Brandi Mordhorst	0.341700
67	F36480040090	Michael J & Rashelle L. Boyer	0.259100
68	F36480040100	Karen Vail Trust, utd 01/15/2010	0.359100
69	F36480070020	Richard & JaNel Wood	0.232900
70	F36480070040	Leonzo A & Naomi Diaz	0.232900
71	F36480070050	Hugh A & Barbara A Bullock	0.384100
72	F36480070060	Robert L & Bonnie McGehee	0.384100
73	F36480070070	Patricia M Stradley	0.223900
74	F36480070080	John & Janell Rochester	0.223900
75	F36480070090	Bob J & Patricia C Snyder	0.223900
76	F36480080020	The Carol S Winger Family Trust	0.240200
77	F36480080030	The George and Dawna Jackson Living Trust, dated August 18, 1992	0.240300
78	F36480080040	Shaun Ryan & Briar Rose Fogleman	0.240300
79	F36480080050	Charles E & Karen A McBee	0.240300

Number	Tax Parcel Number	Owner	Acres Open
80	F36480080060	Alex Chadwell	0.240300
81	F36490040110	Travis J & Kayla M McFetridge	0.230000
82	F36490040120	Chance & Miriam Poe	0.340000
83	F36490040130	Charles B & Keila D Mass	0.280000
84	F36490040150	Shane J & Meridith M Hickman	0.250000
85	F36490040170	Javier O & Leticia Arciga	0.350000
86	F36490040180	Rebecca W Musser	0.300000
87	F36490050030	Rachel & William Spurgeon	0.360000
88	F36490050040	Joyce B McCurdy	0.220000
89	F36490050050	Sheila R Hiatt	0.210000
90	F36490050060	Dustin P Hillyard	0.210000
91	F36490050070	James M & Cheryl A Flannery, Jr	0.210000
92	F36490050080	Susan Lynn & Rutilo Monreal Espino	0.210000
93	F36490050110	Pelican Development LLC	0.210000
94	F36490050120	BK Construction, Inc	0.210000
95	F36490080100	Phillip L & Maureen E Praeger	0.240000
96	F36490080110	Derrick Leon Mahan & Tisha Presher	0.240000
97	F36490100010	Eric & Julie Rysenga	0.350000
98	F36490100020	Sara Ann & Marcus L Mahler	0.270000
99	F36490100030	Nathan D & Christine A Main	0.440000
100	F36490100040	Kial K & Stacy M Brotherson	0.410000
101	F36490100050	Alejandro & Llesenia Rangel	0.370000
102	F36500050130	Agile Design Company	0.216000
103	F36500050140	Gustavo Mata Gonzalez	0.286000
104	F36500050150	Wendell P & Norma K Nierman	0.641000
105	F36500050160	Agile Design Company	0.280000
106	F36500050180	Agile Design Company	0.272000
107	F36500050190	Agile Design Company	0.289000

Number	Tax Parcel Number	Owner	Acres Open
108	F36500050200	Dale K Verhaeghe & Linda S Derroncourt	0.289000
109	F36500050210	Agile Design Company	0.288000
110	F36500050220	Agile Design Company	0.287000
111	F36500050230	Donald B & Phyllis P Gruell	0.286000
112	F36500050250	RyWest Homes, Inc	0.276000
113	F36500050260	RyWest Homes, Inc	0.266000
114	F36500050270	Pelican Development LLC	0.272000
115	F36500050280	City of Fruitland	1.120000
116	F36500050290	Pelican Development LLC	0.263000
117	F36500080130	Pelican Development LLC	0.315000
118	F36500080140	Pelican Development LLC	0.248000
119	F36500080150	Agile Design Company	0.272000
120	F36500080160	RyWest Homes	0.248000
121	F36500080170	L & L Builders, Inc	0.248000
122	F36500080180	Pelican Development LLC	0.248000
123	F36500080190	RyWest Homes, Inc	0.248000
124	F36500080200	Pelican Development LLC	0.248000
125	F36500080210	Pelican Development LLC	0.248000
126	F36500080220	Pelican Development LLC	0.248000
127	F36500080230	Pelican Development LLC	0.248000
128	F36500080240	Agile Design Company	0.294000
129	F30410010140	Scott & Nancy Campbell	0.000000
130	F30410010160	David K Martin	0.000000
131	F30410010190	Ella Josephson Trust	0.000000
132	F36450020020	Jeanette H Jones	0.000000
133	F36450020030	James Daniel & Joye Renee Durrett	0.000000
134	F36450020040	Delores McDaniel	0.000000