

**RAILROAD COMMISSION OF TEXAS  
OFFICE OF GENERAL COUNSEL**

**OIL AND GAS DOCKET  
NO. 02-0244422**

**IN THE APPLING DEEP (FRIO) FIELD,  
JACKSON COUNTY, TEXAS**

**FINAL ORDER  
APPROVING THE APPLICATION OF  
BRIGHAM OIL & GAS L.P.  
FOR NEW FIELD DESIGNATION  
APPLING DEEP (FRIO) FIELD  
JACKSON COUNTY, TEXAS**

The Commission finds that after statutory notice in the above-numbered docket heard on April 19, 2006, the presiding examiner has made and filed a report and recommendation containing findings of fact and conclusions of law, for which service was not required; that the proposed application is in compliance with all statutory requirements; and that this proceeding was duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas.

The Commission, after review and due consideration of the examiner's report and recommendation, the findings of fact and conclusions of law contained therein, hereby adopts as its own the findings of fact and conclusions of law contained therein, and incorporates said findings of fact and conclusions of law as if fully set out and separately stated herein.

Therefore, it is ordered by the Railroad Commission of Texas that the application of Brigham Oil & Gas L.P. for new field designation for its Appling No. 1 is hereby approved. The new field shall be known as the Appling Deep (Frio) Field, ID No. 03325 200, Jackson County, Texas.

**RULE 1:** The entire correlative interval from 9,690 feet to 10,310 feet as shown on the log of the Appling No. 1 (API No. 239 33300), Wm. Ahlert Survey, A-90, Jackson County, Texas, shall be designated as a single reservoir for proration purposes and be designated as the Appling Deep (Frio) Field.

**RULE 2:** The daily allowable production of gas from individual wells completed in a non-associated gas reservoir of the subject field shall be determined by allocating the allowable production, after deductions have been made for wells which are incapable of producing their gas allowables, among the individual wells in the following manner:

FIVE percent (5%) of the field's total allowable shall be allocated equally among all the individual prorable wells producing from the field.

NINETY-FIVE percent (95%) of the field's total allowable shall be allocated among the individual wells in the proportion that the deliverability of such well, as evidenced by the most recent G-10 test filed with the Railroad Commission bears to the summation of the deliverability of all proratable wells producing from the field.

Done this 16<sup>th</sup> day of May, 2006.

**RAILROAD COMMISSION OF TEXAS**

**(Order approved and signatures affixed  
by OGC Unprotected Master Order  
dated May 16, 2006)**