

RAILROAD COMMISSION OF TEXAS
OFFICE OF GENERAL COUNSEL
OIL & GAS SECTION

Oil and Gas Docket No. 7B-0229381

ENFORCEMENT ACTION AGAINST MARLIN GILCHREST (OPERATOR NO. 304481) FOR VIOLATIONS OF STATEWIDE RULES ON THE ON THE ROY MITCHELL (15084) LEASE, WELL NO. 1 AND TANK BATTERY, RACHELS (MARBLE FALLS) FIELD, COMANCHE COUNTY, TEXAS.

FINAL ORDER

The Commission finds that after statutory notice the captioned enforcement proceeding was heard by the examiner who has circulated a Proposal for Decision containing Findings of Fact and Conclusions of Law. Having been duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas, those Findings of Fact and Conclusions of Law are hereby adopted and made a part hereof by reference.

It is accordingly **ORDERED** that, within 30 days from the day immediately following the date this order becomes final:

1. Marlin Gilchrest shall plug Well No. 1 on the Roy Mitchell (15084) Lease in accordance with Statewide Rule 14 [Tex. R.R. Comm'n, 16 TEX. ADMIN. CODE § 3.14 (West Jan. 1, 1997)] and Chapter 89 of the Texas Natural Resources Code.
2. Marlin Gilchrest shall remit to the Railroad Commission of Texas, for disposition as provided by law, an administrative penalty in the amount of TWO THOUSAND, FIVE HUNDRED DOLLARS (\$2,500.00).

It is further **ORDERED** by the Commission that this order shall not be final and effective until 20 days after a party is notified of the Commission's order. A party is presumed to have been notified of the Commission's order 3 days after the date on which the notice is actually mailed. If a timely motion for rehearing is filed by any party at interest within such 20-day period after the party's presumed notice, this order shall not become final until such motion is overruled, or if rehearing is granted, this order shall be subject to further action by the Commission. Pursuant to TEX. GOV'T CODE § 2001.146(e), the time allotted for Commission action on a motion for rehearing in this case prior to its being overruled by operation of law, is hereby extended until 90 days from the date the order is served on the parties.

All requested findings of fact and conclusions of law which are not expressly adopted herein are denied. All pending motions and requests for relief not previously granted or otherwise granted herein are denied.

Noncompliance with the provisions of this order is subject to enforcement by the Attorney General and subject to civil penalties of up to \$10,000.00 per day per violation.

Done this _____ day of _____, 2002, in Austin, Texas.

RAILROAD COMMISSION OF TEXAS

CHAIRMAN

COMMISSIONER

COMMISSIONER

ATTEST:

SECRETARY