

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

**OIL AND GAS DOCKET
NO. 06-0269808**

**FINAL ORDER
APPROVING THE APPLICATION OF K & D WATER WORKS, LLC
FOR A COMMERCIAL OIL AND GAS WASTE SEPARATION FACILITY
PURSUANT TO STATEWIDE RULE 8 FOR THE
WASKOM STATIONARY TREATMENT FACILITY
HARRISON COUNTY, TEXAS**

The Commission finds that after statutory notice in the above-numbered docket heard on May 5, 2011, the presiding examiners have made and filed a report and proposal for decision 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 examiners' report and proposal for decision, the findings of fact and conclusions of law contained therein, and any exceptions and replies filed thereto, hereby adopts as its own findings of fact and conclusions of law 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 K & D Water Works, LLC to operate a commercial oil and gas waste separation facility pursuant to Statewide Rule 8 for the Waskom Stationary Treatment Facility, Harrison County, Texas, is hereby **GRANTED** in accordance with the attached permit.

Each exception to the examiners' proposal for decision not expressly granted herein is overruled. 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 granted herein are denied.

This order will 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 three days after the date on which the notice is actually mailed. If a timely motion for rehearing is filed by any party at interest, this order shall not become final and effective

until such motion is overruled, or if such motion 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 parties are notified of the order.

Done this 23rd day of August, 2011.

RAILROAD COMMISSION OF TEXAS

CHAIRMAN ELIZABETH AMES JONES

COMMISSIONER DAVID PORTER

COMMISSIONER BARRY T. SMITHERMAN

ATTEST:

SECRETARY