

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL & GAS DOCKET NO. 20-0281123

IN RE: P-5 ORGANIZATION REPORT OF J.W.S.

FINAL ORDER

The Commission finds that after notice and an opportunity for hearing regarding the captioned matter, the Operator failed to request a hearing and pay the hearing fee as required by 16 TEX. ADMIN. CODE §3.15(g)(4) and TEX. NAT. RES. CODE §89.022(f). This matter having been duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas, the Commission makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. J.W.S. [Operator #427277] (the "Operator"), is the record operator or one or more inactive wells in the State of Texas and is required to file Organization Report (Form P-5) with the Commission. Operator's most recent P-5 was due on or before October 1, 2012.
2. After filing its most recent Organization Report (Form P-5) with the Commission, the Operator was notified they were deficient and had failed to comply with the requirements of 16 TEX. ADMIN. CODE § 3.15 (Surface Equipment Removal Requirements and Inactive Wells) and provided with a written statement of the reasons for the determination and allowed ninety (90) days from the date its P-5 was due to comply with the requirements of 16 TEX. ADMIN. CODE § 3.15 and TEX. NAT. RES. CODE §§89.021 - 89.030.
3. After the expiration of ninety (90) days and pursuant to 16 TEX. ADMIN. CODE §3.15(g)(4), an authorized Commission employee determined that the Operator's Organization Report still could not be renewed because the Operator continued to fail to comply with the requirements of 16 TEX. ADMIN. CODE §3.15 (Surface Equipment Removal Requirements and Inactive Wells).
4. The Commission sent the Operator a letter by certified mail giving notice to the Operator of the determination of continued non-compliance regarding specified inactive wells, attached as Exhibit A to this order, and advising the Operator of the right to request a hearing to show compliance. The letter notified the Operator that the hearing request must be received in docket services no later than 30 days after the date of the letter. The letter also notified the Operator that a final order denying renewal of the Operator's Organization Report (Form P-5) would result in the cancellation of all P-4 Certificates of Compliance and the severance of all pipeline or other carrier connections.

5. All notices and letters from the Commission to the Operator on this matter were addressed and mailed to the Operator's most recently reported address on the Form P-5 Organization Report.
6. The Operator did not timely request a hearing and pay the hearing fee on these issues as required under 16 TEX. ADMIN. CODE §3.15(g)(4) (Surface Equipment Removal Requirements and Inactive Wells).
7. Statewide Rule 15 (16 TEX. ADMIN. CODE §3.15) is a Commission rule that relates to safety or the prevention or control of pollution.

CONCLUSIONS OF LAW

1. The Operator received proper notice and an opportunity for hearing regarding compliance with 16 Tex. Admin. Code §3.15 and Tex. Nat. Res. Code §§89.021 - 89.030.
2. All things necessary to the Commission attaining jurisdiction over the subject matter and the parties in this matter have been performed or have occurred.
3. The Operator is in violation of Commission Statewide Rule 15 and did not timely request a hearing to contest the determination that it was in violation.
4. The Operator's P-5 Organization Report should not be renewed and all of the Operator's P-4 Certificates of Compliance should be cancelled, with all related pipeline or other carrier connections severed. 16 Tex. Admin. Code §3.15 (g)(4) and Tex. Nat. Res. Code §§89.022(f), 91.704 - 91.706.
5. The Operator's P-5 Organization Report cannot be renewed until the operator brings the inactive wells shown on the attached Exhibit A into compliance with the requirements of 16 Tex. Admin. Code §3.15 and Tex. Nat. Res. Code §§89.021 - 89.030.

IT IS ORDERED that renewal of J.W.S.'s P-5 Organization Report is hereby **DENIED**.

It is further ORDERED that all P-4 Certificates of Compliance issued to J.W.S. as operator of record are hereby **CANCELLED** and all related pipeline or other carrier connections are hereby **SEVERED**.

It is further ORDERED that J.W.S. shall bring the wells on Exhibit A into compliance with Statewide Rule 15 (16 TEX. ADMIN. CODE §3.15) and that the Operator's P-5 Organization Report shall not be renewed until the wells on Exhibit A have been brought into compliance as required by this order.

It is further ORDERED that J.W.S. and each person who held a position of ownership or control in the Operator at the time the Operator's most-recent P-5 Organization Report was filed shall be subject to the terms of TEX. NAT. RES. CODE §91.114.

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 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.

All requested Findings of Fact and Conclusions of Law which are not expressly adopted herein are **DENIED**. All pending motions and request for relief not previously granted or granted herein are **DENIED**.

RAILROAD COMMISSION OF TEXAS

(Signatures affixed by Rule 15 Inactive Well
Master Order dated March 26, 2013.)

| API Number | District | ID Number | Lease Name | Well Number |
|---|----------|-----------|--------------------|-------------|
| 049 31628 | 7B | 23669 | BOWERS, D.L. "A" | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve UIC H-5 Test issue preventing 14(B)(2) approval | | | | |
| 049 31685 | 7B | 23670 | BOWERS, D.L. "B" | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve UIC H-5 Test issue preventing 14(B)(2) approval | | | | |
| 049 32224 | 7B | 16758 | BAUMAN, J.L. | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 049 33774 | 7B | 20889 | JOHNSON, CALVIN E. | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve UIC H-5 Test issue preventing 14(B)(2) approval | | | | |
| 049 34257 | 7B | 115905 | STANLEY, R. | 3 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 049 34258 | 7B | 115489 | STANLEY, R. | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 049 34298 | 7B | 115906 | STANLEY, R. | 4 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 049 34326 | 7B | 116753 | STANLEY | 1B |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 049 34392 | 7B | 117480 | STANLEY, R. | 6 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 049 34672 | 7B | 121336 | STANLEY, RUFUS | 2D |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |

Docket No. 20-0281123

Exhibit A

| API Number | District | ID Number | Lease Name | Well Number |
|---|----------|-----------|----------------------|-------------|
| 049 34711 | 7B | 121919 | STANLEY, RUFUS | 1A |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 04254 | 7B | 01268 | BRUCE, CHARLES, ETAL | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 31223 | 7B | 19744 | HORNE, CECIL 'A' | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 31992 | 7B | 00982 | DODSON, FREDDIE E. | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve UIC H-5 Test issue preventing 14(B)(2) approval | | | | |
| 083 32300 | 7B | 19939 | WOLF, JOHN E. | 3 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 32382 | 7B | 17883 | BROWN, W. | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 32509 | 7B | 19744 | HORNE, CECIL 'A' | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve UIC H-5 Test issue preventing 14(B)(2) approval | | | | |
| 083 32626 | 7B | 18374 | HUDGINS, TOM | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 32848 | 7B | 18316 | GUERRERO, Y. | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 33061 | 7B | 18316 | GUERRERO, Y. | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |

| API Number | District | ID Number | Lease Name | Well Number |
|---|----------|-----------|--------------------|-------------|
| 083 33069 | 7B | 19347 | REEVES, P. J. | 3 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 33194 | 7B | 104748 | POPE, J.T. | 14 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 33359 | 7B | 19744 | HORNE, CECIL 'A' | 5 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 33931 | 7B | 00982 | DODSON, FREDDIE E. | 2B |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 33986 | 7B | 00982 | DODSON, FREDDIE E. | 3 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 34172 | 7B | 00982 | DODSON, FREDDIE E. | 5 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 083 34593 | 7B | 21785 | TAYLOR | 3 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 34619 | 7B | 21785 | TAYLOR | 5 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 35056 | 7B | 25534 | HTR-WOLF | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 083 35058 | 7B | 25573 | HTR-WOLF B | 3 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |

| API Number | District | ID Number | Lease Name | Well Number |
|--|----------|-----------|----------------------|-------------|
| 083 35059 | 7B | 25534 | HTR-WOLF | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 083 35411 | 7B | 19744 | HORNE, CECIL 'A' | 1A |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 083 80649 | 7B | 00982 | DODSON, FREDDIE E. | 2A |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Surface equipment must be removed (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 80841 | 7B | 01268 | BRUCE, CHARLES, ETAL | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 81213 | 7B | 09853 | JOHNSON, G. M. -B- | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve Field Operations H-15 delinquency preventing 14B2 approval | | | | |
| 083 81214 | 7B | 09883 | SHIELD, ELGEAN, MRS. | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 267 30391 | 7C | 197867 | KOTHMANN | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 267 30399 | 7C | 200646 | KOTHMANN | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 267 30400 | 7C | 203425 | PFLUGER "L" | 1 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| Must resolve District Office field rule violation issue preventing 14(B)(2) approval | | | | |
| 267 30401 | 7C | 203984 | KOTHMANN | 3 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 267 30418 | 7C | 211956 | PFLUGER "L" | 2 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |

| API Number | District | ID Number | Lease Name | Well Number |
|---|----------|-----------|-------------|-------------|
| 267 30424 | 7C | 219757 | KOTHMANN | 4 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| Production fluids must be purged (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 267 30426 | 7C | 217549 | PFLUGER "L" | 4 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |
| 267 30430 | 7C | 226930 | PFLUGER "L" | 6 |
| Electricity must be disconnected (certify on Form W-3C) | | | | |
| No approved W-3X on file | | | | |

INSUFFICIENT PROGRESS ON 10-YEAR INACTIVE WELLS: For wells shut-in at least 10 years as of September 1, 2010, operators were given five years to address the surface equipment removal requirements. For your Organization Report renewal on OCTOBER 1, 2012, Rule 15(i) requires that you be at least 40% complete with this process. Current W-3C records indicate that you have not met this requirement (0% of your phase-in wells show that you have completed the surface cleanup). Your Organization Report renewal cannot be approved until you have met this requirement and have filed the appropriate Commission forms to update our records.