

**RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION**

**OIL AND GAS DOCKET  
NO. 02-0285308**

**IN THE EAGLEVILLE (EAGLE FORD-2)  
FIELD, KARNES COUNTY, TEXAS**

**FINAL ORDER  
DENYING THE APPLICATION OF SABLE ENVIRONMENTAL, LLC  
PURSUANT TO STATEWIDE RULE 9 FOR A COMMERCIAL PERMIT  
TO DISPOSE OF OIL AND GAS WASTE BY INJECTION INTO  
A POROUS FORMATION NOT PRODUCTIVE OF OIL OR GAS,  
AUST LEASE, WELL NO. 1,  
EAGLEVILLE (EAGLEFORD-2) FIELD,  
KARNES COUNTY, TEXAS**

The Commission finds that after statutory notice in the above-numbered docket heard on March 19, and 24, 2014, the presiding Examiners have made and filed a report and proposal for decision containing findings of fact and conclusions of law, which was served on all parties of record; 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 thereto, hereby adopts as its own the findings of fact Nos. 1 through 5, and 7 and Conclusions of Law Nos. 1 through 3, and incorporates said findings of fact and conclusions of law as if fully set out and separately stated herein. The Commission expressly declines to adopt proposed Finding of Fact No. 6 and proposed Conclusions of Law Nos. 4 and 5. The Commission adopts the following substitute Findings of Fact and Conclusion of Law:

**SUBSTITUTE FINDINGS OF FACT:**

6. The use or installation of the injection well is not in the public interest, as Sable Environmental, LLC did not establish that there is an industry need for the facility in this area at this time.
  - a. Sable Environmental, LLC has three existing facilities in this area that do not inject fluids at the maximum permitted volumes.
  - b. At the time of the hearing, no disposal wells within a 20-mile radius of the proposed disposal well were authorized for injection into the Lower Cretaceous interval.
  
8. No seismic data was submitted with the application, a current requirement of Statewide Rule 9.

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**SUBSTITUTE CONCLUSIONS OF LAW:**

- 4. The installation and use of the proposed commercial disposal well is not in the public interest.
- 5. Sable Environmental, LLC has not met its burden of proof and its application does not satisfy the requirements of Chapter 27 of the Texas Water Code and the Railroad Commission's Statewide Rule 9.

Therefore, it is **ORDERED** by the Railroad Commission of Texas that the application of Sable Environmental, LLC is hereby **DENIED**.

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 order is served on the parties.

Done this 9<sup>th</sup> day of June, 2015.

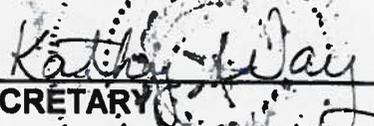
**RAILROAD COMMISSION OF TEXAS**

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**CHAIRMAN CHRISTI CRADDICK**

  
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**COMMISSIONER DAVID PORTER**

  
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**COMMISSIONER RYAN SITTON**

ATTEST:

  
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**SECRETARY**

