

**RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION**

**OIL AND GAS DOCKET  
NO. 09-0296411**

**COMMISSION CALLED HEARING TO  
CONSIDER WHETHER OPERATION OF THE  
XTO ENERGY, INC., WEST LAKE SWD,  
WELL NO. 1 (API NO. 42-367-34693, UIC  
PERMIT NO. 12872), IN THE NEWARK, EAST  
(BARNETT SHALE ) FIELD, IS CAUSING OR  
CONTRIBUTING TO SEISMIC ACTIVITY IN  
THE VICINITY OF RENO, PARKER COUNTY,  
TEXAS.**

**FINAL ORDER**

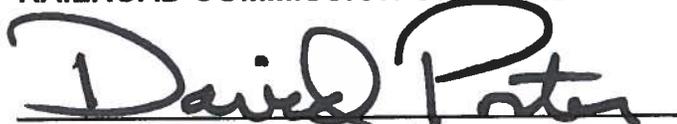
The Commission finds that after statutory notice the captioned proceeding was heard by the examiners on June 10, 2015. The examiners have duly circulated a Proposal for Decision containing Findings of Fact and Conclusions of Law. Having been duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas, those Findings of Fact and Conclusions of Law are hereby adopted and made part hereof by reference.

The Commission finds that a preponderance of the evidence supports a finding that the XTO West Lake SWD Well No. 1 was constructed and operated in accordance with its permit. Further, the Commission finds that the preponderance of the evidence does not support a finding that fluids injected into the Ellenburger Formation through the XTO West Lake SWD Well No. 1 are "...escaping from the permitted disposal zone" or are "...likely to be or determined to be contributing to seismic activity" [16 Tex. Admin. Code §3.9(6)(A)(i)(v) and (vi)]. Therefore, it is hereby **ORDERED** by the Railroad Commission of Texas that UIC Permit No. 12872 for the XTO West Lake SWD Well No. 1 remain active and unamended.

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 of an application 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 this order in accordance with Tex. Gov't Code §2001.144.

Done this 3rd day of November, 2015.

RAILROAD COMMISSION OF TEXAS

  
CHAIRMAN DAVID PORTER

  
COMMISSIONER CHRISTI CRADDICK

  
COMMISSIONER RYAN SITTON

ATTEST

  
SECRETARY

