

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

**OIL AND GAS DOCKET
NO. 01-0285961**

**IN THE PEACH CREEK (AUSTIN CHALK)
FIELD, GONZALES COUNTY, TEXAS**

**FINAL ORDER
DENYING THE APPLICATION OF SELECT ENERGY SERVICES, LLC
PURSUANT TO STATEWIDE RULE 9 FOR A COMMERCIAL PERMIT TO DISPOSE
OF OIL AND GAS WASTE BY INJECTION, SELECT GONZALES SWD LEASE,
PEACH CREEK (AUSTIN CHALK) FIELD,
GONZALES COUNTY, TEXAS**

The Commission finds that after statutory notice in the above-numbered docket heard on October 29, November 5, and November 9, 2015, the 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 not 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 and conclusions of law nos. 1 through 7 contained therein. The Commission expressly does not adopt conclusion of law no. 8. Instead, the Commission adopts substitute conclusion of law no. 8 below. The Commission incorporates said findings of fact and conclusions of law as if fully set out and separately stated herein.

Substitute Conclusion of Law:

8. Select Energy Resources, 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 Select Energy Services, LLC, for authority to dispose of oil and gas waste by injection at its Gonzales SWD Lease, Well No. 1, in the Peach Creek (Austin Chalk) Field, Gonzales County, Texas., 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.

It is further **ORDERED** by the Commission that this order shall not be final and effective until 25 days after the Commission's order is signed, unless the time for filing a motion for rehearing has been extended under Tex. Gov't Code §2001.142, by agreement under Tex. Gov't Code §2001.147, or by written Commission Order issued pursuant to Tex. Gov't Code §2001.146(e). 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 Commission Order is signed.

Done this 29th day of March, 2016.

RAILROAD COMMISSION OF TEXAS



CHAIRMAN DAVID PORTER



COMMISSIONER CHRISTI CRADDICK



COMMISSIONER RYAN SITTON

ATTEST

SECRETARY


