

**RAILROAD COMMISSION OF TEXAS  
FORMAL COMMISSION ACTIONS**

After providing notice as required by the Texas Open Meetings Act, the Railroad Commission of Texas held an open meeting at the William B. Travis Building, 1701 N. Congress Avenue, in Room 1-111, Austin, Texas, on Tuesday, March 20, 2012, commencing at 9:32 a.m. Chairman Barry T. Smitherman and Commissioner David Porter were present. Chairman Smitherman presided.

**OFFICE OF GENERAL COUNSEL-HEARINGS SECTION**

**SURFACE MINING AND RECLAMATION**

1. Docket No. C7-0018-SC-48-C: Application by Luminant Mining Company LLC for renewal/revision of Permit No. 48A for the Three Oaks Mine, Bastrop and Lee Counties, Texas.

The Commission unanimously approved the examiners recommendation.

2. Docket No. C12-0017-SC-48-E: Application by Luminant Mining Company LLC for acceptance of self-bond with third-party guarantee and indemnity agreement, proposed Permit No. 48B, Three Oaks Mine, Bastrop and Lee Counties, Texas.

The Commission unanimously approved the examiners recommendation.

**OIL AND GAS PROTESTED**

3. O&G 09-0271441: Jetta Operating Company, Inc. to amend the field rules for the Big Mineral Creek (Woodford) (07988950) Field, Grayson County, Texas.

The Commission unanimously denied the examiners recommendation and approved temporary field rules for a period of 18 months.

4. O&G 06-0271349: Commission called hearing to consider the complaint of Betty Gillory, Terry Tootle, Julia Hiff and Paula Britt that Commercial Disposal Permit No. 13227, issued to ETX Fluid Solutions, L.L.C., for the Pendleton Lease, Well No. 1, Hemphill, East (Cotton Valley) Field, Sabine County, Texas, now held by Heckman Water Resources (CVR) Inc. should be revoked because the complainants did not receive the notice of hearing.

The Commission unanimously approved the examiners recommendation.

5. O&G 03-0272531: Denbury Onshore, L.L.C. to inject fluid into a reservoir productive of oil or gas, Oyster Bayou Field Unit, Well No. 105, Oyster Bayou

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Field, Chambers County, Texas.

The Commission unanimously approved the examiners recommendation.

6. O&G 03-0272533: Denbury Onshore, L.L.C. to inject fluid into a reservoir productive of oil or gas, Oyster Bayou Field Unit, Well No. 103, Oyster Bayou Field, Chambers County, Texas.

The Commission unanimously approved the examiners recommendation.

7. O&G 09-0273412: Bosque Disposal Systems, L.L.C. commercial application to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas, Rose Lease, Well No. 1, Newark, East (Barnett Shale) (65280200) Field, Johnson County, Texas.

The Commission unanimously approved the examiners recommendation.

8. O&G 09-0273982: Bosque Disposal Systems, L.L.C. commercial permit to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas, Luna Lease, Well No. 2, Newark, East (Barnett Shale) Field, Johnson County, Texas.

The Commission unanimously approved the examiners recommendation.

9. O&G 09-0274290: Bosque Disposal Systems, L.L.C. commercial application for a permit to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas, Sophia SWD Lease, Well No. 2, Newark, East (Barnett Shale) Field, Johnson County, Texas.

The Commission unanimously approved the examiners recommendation.

10. O&G 01-0273133: CCS Midstream Services, L.L.C. to consider permit application for Stationary Treatment Facility, pursuant to Statewide Rule 8, and to consider a permit to operate a reclamation plant, pursuant to Statewide Rule 57, Los Angeles TRD Facility (App. Control Nos. 033, 011669, 011670, 011101), La Salle County, Texas.

The Commission unanimously approved the examiners recommendation.

11. O&G 0273962: XTO Energy Inc. to consider an exception to Statewide Rule 37 for the Rose A Unit, Well No. 9H, Newark, East (Barnett Shale) Field, Tarrant County, Texas.

The Commission passed on this item to the next available conference.

12. O&G 0273242: XTO Energy Inc. to consider an exception to Statewide Rule 37 for the Rose A Unit, Well No. 3H, Newark, East (Barnett Shale) Field, Tarrant County, Texas.

The Commission passed on this item to the next available conference.

13. O&G 06-0267941: Warthan, T. Lynn to consider the complaint of Warthan, T. Lynn against Optimal Utilities that the Duncan (14819) Lease, Well No. 1, Topaz (Clarksville) Field, Red River County, Texas, District 06, is in violations of Statewide Rule 37.

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The Commission unanimously approved the examiners recommendation.

### **AGREED ENFORCEMENT ORDERS**

The Commission unanimously approved the following agreed orders:

14. Damage Prevention Docket No. 007430: Weaver Ditching enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 8513 Jordan Dr., Lubbock, Lubbock County, Texas.

15. Damage Prevention Docket No. 014734: City of Austin enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 1407 Waldorf Ave. (Glomar Ave.), Austin, Travis County, Texas.

16. Damage Prevention Docket No. 016910: Southwest Contracting & Constr enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at Quaker Ave. (82nd), Lubbock, Lubbock County, Texas.

17. Damage Prevention Docket No. 017524: JT Fence Company enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.4(a) and 18.11(b), at 24518 Lakecrest Town Rd. (Lakecrest Harbour Dr.), Houston, Harris County, Texas.

18. Damage Prevention Docket No. 017944: Onda-Lay Pipe & Rental enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at Vat Rd. (N. Entrance), Big Lake, Reagan County, Texas.

19. Damage Prevention Docket No. 018109: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4004 Hervie (Humbert), Fort Worth, Tarrant County, Texas.

20. Damage Prevention Docket No. 018185: Infrasource enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 11326 Dreamland (Lockhill Selma), San Antonio, Bexar County, Texas.

21. Damage Prevention Docket No. 018190: A&S Communications Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at Richey Rd. and I-45 North, Houston, Harris County, Texas.

22. Damage Prevention Docket No. 018427: City of Laredo Utilities Department enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(a), at 414 W. Travis St., Laredo, Webb County, Texas.

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23. Damage Prevention Docket No. 018443: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 300 Sulky Trail St., Houston, Harris County, Texas.

24. Damage Prevention Docket No. 018447: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 16890 W. Maglitto Cir., Tomball, Harris County, Texas.

25. Damage Prevention Docket No. 018448: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 931 Llano (Federal), Pasadena, Harris County, Texas.

26. Damage Prevention Docket No. 018455: Services Unlimited enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 9901 FM 1886 (Bowling Ranch), Weatherford, Parker County, Texas.

27. Damage Prevention Docket No. 018501: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 715 Stadium Dr. (Stadium Oaks), Arlington, Tarrant County, Texas.

28. Damage Prevention Docket No. 018505: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 205 Wigham St. (College), Burkburnett, Wichita County, Texas.

29. Damage Prevention Docket No. 018516: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 3140 Mims St., Fort Worth, Tarrant County, Texas.

30. Damage Prevention Docket No. 018518: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2415 Gulf Stream Ln. (Weaver), Arlington, Tarrant County, Texas.

31. Damage Prevention Docket No. 018537: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 113 Hampton St. (Weatherford), Fort Worth, Tarrant County, Texas.

32. Damage Prevention Docket No. 018541: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 3163 Mims St. (E. Lancaster), Fort Worth, Tarrant County, Texas.

33. Damage Prevention Docket No. 018542: Garza Plumbing enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 928 Hill Country Drive, Edinburg, Hidalgo County, Texas.

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34. Damage Prevention Docket No. 018544: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at S.W. 5th (S.W. Ave. F), Seminole, Gaines County, Texas.

35. Damage Prevention Docket No. 018547: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 207 S. Bowden, Westminster, Collin County, Texas.

36. Damage Prevention Docket No. 018562: A.L.C. Construction enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 420 E. Frost St., Laredo, Webb County, Texas.

37. Damage Prevention Docket No. 018564: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 910 N. Irving Heights Dr. (Daywood Lane), Irving, Dallas County, Texas.

38. Damage Prevention Docket No. 018565: Nelly's Tree Company enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b), 18.3(a), and 18.11(b), at 604 E. Hickory St., Denton, Denton County, Texas.

39. Damage Prevention Docket No. 018574: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 2112 Almeda Genoa Rd., Houston, Harris County, Texas.

40. Damage Prevention Docket No. 018576: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 900 E. Main St. (Bouldin), Hamilton, Hamilton County, Texas.

41. Damage Prevention Docket No. 018578: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2388 Welborn St., Dallas, Dallas County, Texas.

42. Damage Prevention Docket No. 018579: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Cleckler (Belknap), Fort Worth, Tarrant County, Texas.

43. Damage Prevention Docket No. 018585: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1700 Wesleyan St. (Avenue I), Fort Worth, Tarrant County, Texas.

44. Damage Prevention Docket No. 018586: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1530 Mark St. (N. Irving Heights Dr.), Irving, Dallas County, Texas.

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45. Damage Prevention Docket No. 018588: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1807 Austin (Ave. K), Brownwood, Brown County, Texas.

46. Damage Prevention Docket No. 018589: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 7236 Hazle Road (Houghton Road), Dallas, Dallas County, Texas.

47. Damage Prevention Docket No. 018590: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 7218 Hazle Road (Houghton Road), Dallas, Dallas County, Texas.

48. Damage Prevention Docket No. 018591: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4134 Ridgemont Dr. (Rolling Green Dr.), Abilene, Taylor County, Texas.

49. Damage Prevention Docket No. 018602: City of Waco enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(e), 18.11(b), and 18.11(b), at 325 S. 6th St. (Jackson), Waco, McLennan County, Texas.

50. Damage Prevention Docket No. 018605: Tug Hill Construction Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 11116 CSM Elaine Slewitske (Duncan), El Paso, EL Paso County, Texas.

51. Damage Prevention Docket No. 018610: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Wanda (Deborah), Sherman, Grayson County, Texas.

52. Damage Prevention Docket No. 018612: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1806 Refinery Rd. (Berend), Gainesville, Cooke County, Texas.

53. Damage Prevention Docket No. 018615: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 502 Lumpkin Street (Wheeler Avenue), Texarkana, Bowie County, Texas.

54. Damage Prevention Docket No. 018625: Insite Utility Locators enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 3502 Delia ST (Rowlett Rd.), Garland, Dallas County, Texas.

55. Damage Prevention Docket No. 018628: Oneok Westex Transmission, L.P. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at Lee Trevino (Armour), El Paso, El Paso County, Texas.

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56. Damage Prevention Docket No. 018631: CPS Energy enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2526 Goliad Rd. (Utopia), San Antonio, Bexar County, Texas.

57. Damage Prevention Docket No. 018643: Energy Transfer Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at CR 357 (Highway 90), Shiner, Lavaca County, Texas.

58. Damage Prevention Docket No. 018644: A.L.C. Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 3800 Barcelona Ave., Laredo, Webb County, Texas.

59. Damage Prevention Docket No. 018648: JDC Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 5511 Gregg St. (Butler), Dallas, Dallas County, Texas.

60. Damage Prevention Docket No. 018662: Cummings Construction enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 702 Kaufman St. S., Mount Vernon, Franklin County, Texas.

61. Damage Prevention Docket No. 018665: BJB Company enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.4(a) and 18.11(b), at Hwy. 176 (CR 21), Unknown, Howard County, Texas.

62. Damage Prevention Docket No. 018669: City Public Service Energy enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 14203 Fairway Oaks (Stahl), San Antonio, Bexar County, Texas.

63. Damage Prevention Docket No. 018672: Agritexgas, LP enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at CR 272 (CR 287), Littlefield, Lamb County, Texas.

64. Damage Prevention Docket No. 018674: West Texas Gas, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 524 US Hwy. 180 (CR 409-1), Seminole, Gaines County, Texas.

65. Damage Prevention Docket No. 018676: Agritexgas, LP enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.8(a) and 18.11(a), at CR 7 (CR X), Tulia, Swisher County, Texas.

66. Damage Prevention Docket No. 018679: Flint Energy Services enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a) and 18.11(b), at Hwy. 101 (Pvt. Rd. 1525), Bridgeport, Wise County, Texas.

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67. Damage Prevention Docket No. 018685: Prime One Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a) and 18.11(b), at 4548 Major Sprague (Stahala), El Paso, El Paso County, Texas.

68. Damage Prevention Docket No. 018686: Raba-Kistner Consultants Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(e) and 18.11(b), at 11400 Potranco Rd. (Waterstone), San Antonio, Bexar County, Texas.

69. Damage Prevention Docket No. 018689: DCP Midstream, LP enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at FM3033 (CR 2900), Stanton, Martin County, Texas.

70. Damage Prevention Docket No. 018696: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 5472 W. Grand Pkwy., Richmond, Fort Bend County, Texas.

71. Damage Prevention Docket No. 018703: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 8400 McHard Rd., Houston, Fort Bend County, Texas.

72. Damage Prevention Docket No. 018721: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1535 Locke Ln. (Sugar Creek), Sugar Land, Fort Bend County, Texas.

73. Damage Prevention Docket No. 018727: Standard Utility enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 1268 Woodbine Cliff (Paluxy Sand), Fort Worth, Tarrant County, Texas.

74. Damage Prevention Docket No. 018728: Standard Utility enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(e), at 1308 Spanish Needle Trl., Fort Worth, Tarrant County, Texas.

75. Damage Prevention Docket No. 018732: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 1210 Park St. (Garth Rd.), Baytown, Harris County, Texas.

76. Damage Prevention Docket No. 018733: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 6901 Avenue K, Houston, Harris County, Texas.

77. Damage Prevention Docket No. 018734: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 12614 Quartz Lake Dr., Humble, Harris County, Texas.

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78. Damage Prevention Docket No. 018735: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 1112 Egypt St., Houston, Harris County, Texas.

79. Damage Prevention Docket No. 018737: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 1222 Aldine Mail Route Rd., Houston, Harris County, Texas.

80. Damage Prevention Docket No. 018739: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 17207 Wyeth Circle (Cawood Place), Spring, Harris County, Texas.

81. Damage Prevention Docket No. 018740: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 7212 Texarkana St., Houston, Harris County, Texas.

82. Damage Prevention Docket No. 018741: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at (Lonesome Pine), Spring, Harris County, Texas.

83. Damage Prevention Docket No. 018744: Shawn Brugette enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 103 Haystack Mountain Dr., Alpine, Brewster County, Texas.

84. Damage Prevention Docket No. 018764: KW Utility Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b), 18.11(b), and 18.10(b), at 500 N. 4th, Gunter, Grayson County, Texas.

85. Damage Prevention Docket No. 018775: McKinnon enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 1221 Judson Road (Judson Road at Johnston Street), Longview, Gregg County, Texas.

## **OIL AND GAS UNPROTESTED**

### **CONSENT AGENDA**

The Commission unanimously approved the following consent agenda:

86. O&G 03-0274246: Navidad Resources, L.L.C. to amend special field rules for the Fort Trinidad, East (Buda) (32157071) Field, Houston and Madison Counties, Texas.

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87. O&G 01-0273989: Sabco Operating Company, L.L.C. to eliminate the between well spacing rule for wells in the Elaine (Austin Chalk) Field, Dimmit County, Texas.
88. O&G 01-0274136: Murphy Expl. & Prod. Co.-USA to consider an application, pursuant to Statewide Rule 32 gas flaring, for the Briggs Lease, Well No. 6H, Kone Lease, Well Nos. 1H and 2H, Briscoe Ranch (Eagleford) (12018200) Field, Dimmit County, Texas.
89. O&G 04-0273694: Devon Energy Production Co., L.P. to amend field rules for the Agua Dulce (Consolidated Frio) Field, Nueces County, Texas.
90. O&G 06-0274442: Quantum Resources Management, L.L.C. to amend the permanent field rules for the White Oak (Cotton Valley Sand) Field, Gregg, Rusk and Upshur Counties, Texas.
91. O&G 08-0274444: OGX Operating, L.L.C. to amend the field rules for the F. A. Hogg (Penn Detrital) Field, Winkler County, Texas.
92. O&G 7C-0273988: Banner Operating, L.L.C. to consider consolidation of the June Ann (Cisco No. 3 SD) and June Ann (Cisco No. 6 SD) Fields into a new field to be known as the June Ann (Cisco) Field, and to adopt permanent field rules for the proposed consolidated field, Irion and Tom Green Counties, Texas.
93. O&G 7C-0273987: Banner Operating, L.L.C. to consider temporary field rules for the June Ann (Starkey-Canyon SD) (47684100) Field, Irion and Tom Green Counties, Texas.
94. O&G 8A-0273695: Halliburton Operating Company to consider unitization and secondary recovery authority for the Long-Hall Field, Tannehill çCç Sand Water Flood Unit Agreement, Long-Hall (Tannehill) Field, Kent County, Texas.
95. O&G 08-0273690: Petroplex Energy, Inc. to amend the field rules for the Tom Ranch (Strawn) (90557500) Field, Martin and Midland Counties, Texas.
96. O&G 10-0274133: Apache Corporation to consider an application, pursuant to Statewide Rule 32 gas flaring, for Bivins-Lit Lease, Well No. 2802, Paint Ridge (Canyon Granite Wsh) Field, Oldham County, Texas.
97. O&G 8A-0274792: Reef Exploration, L.P. for authority pursuant to Statewide Rule 50 to approve or certify an EOR project for the Dean Unit çBç (#60076) Lease, Slaughter (83991 001) Field, Cochran County, Texas.
98. O&G 02-0274901: Sanchez Oil & Gas Corporation for the recommendation of a tight gas formation for the Wilcox Formation, Tuleta, W. (12910) Field, Bee County, Texas.

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## **OFFICE OF GENERAL COUNSEL-RULES**

### **PROPOSAL**

99. Amendment of 16 Tex. Admin. Code §§3.9, 3.14, 3.46, 3.79, 3.81, 3.95, 3.96, 3.97, 3.99, and 3.100, and 16 Tex. Admin. Code §§5.203 and 5.206, to implement the provisions of Article 2, House Bill 2694 (82nd Legislature, Regular Session, 2011); O&G Docket No. 20-0275039.

The Commission unanimously approved staffs' recommendation.

100. Amendment of 16 Tex. Admin. Code §3.15, relating to Surface Equipment Removal Requirements and Inactive Wells, to implement the provisions of House Bill 3134 (82nd Legislature, Regular Session, 2011); O&G Docket No. 20-0274975.

The Commission unanimously approved staffs' recommendation.

### **ADOPTION**

101. Amendment of 16 Tex. Admin. Code §3.30, relating to Memorandum of Understanding between the Railroad Commission of Texas (RRC or Commission) and the Texas Commission on Environmental Quality (TCEQ), to implement the provisions of Article 2, House Bill 2694 (82nd Legislature, Regular Session, 2011); O&G Docket No. 20-0273712.

The Commission unanimously approved staffs' recommendation.

The effective date will be May 1, 2012.

## **ADMINISTRATIVE MATTERS**

### **EXECUTIVE OFFICE**

102. Issues regarding operations in the Barnett, Eagle Ford, and other shale trends. The Commission received an update from Railroad Commission Site Remediation Assistant Director, Peter Pope.

103. Issues related to the Sunset Advisory Commission review of the Railroad Commission. The Commission received an update from Railroad Commission Acting Executive Director, Polly McDonald.

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## **OIL AND GAS DIVISION**

104. Authorization of contingent award for environmental remediation services contract to remediate sediment and soil at the Unidentified, Petronila Creek (Segment 2204), Clara Driscoll, North Clara Driscoll, and Luby Oil Fields, in Nueces County, Texas. Requisition Number 455-12-0422, CU No. 04-210476; Fiscal Year 2012.

The Commission unanimously approved staffs' recommendation.

## **OFFICE OF GENERAL COUNSEL**

105. The Texas Supreme Court's withdrawal of its opinion issued August 26, 2011, and issuance of a substituted opinion on March 2, 2012, in No. 09-0901, Texas Rice Land Partners, Ltd. and Mike Latta v. Denbury Green Pipeline-Texas, LLC.

The Commission received an update from Railroad Commission Acting Executive Director, Polly McDonald.

## **PUBLIC INPUT**

106. The Commission will provide an opportunity for general public input on any matter under the jurisdiction of the Commission, in accordance with the policy adopted on September 7, 2005.

The conference was adjourned at 10:21 a.m.