

VICTOR G. CARRILLO, CHAIRMAN
ELIZABETH A. JONES, COMMISSIONER
MICHAEL L. WILLIAMS, COMMISSIONER

**RAILROAD COMMISSION OF TEXAS
FORMAL COMMISSION ACTIONS
FEBRUARY 9, 2010**

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, February 9, 2010, commencing at 9:30 a.m. Chairman Victor G. Carrillo, Commissioner Elizabeth A. Jones and Commissioner Michael L. Williams were present. Chairman Carrillo presided.

OFFICE OF GENERAL COUNSEL-HEARINGS SECTION

GAS SERVICES PROTESTED

1. GUD No. 9902 (and consolidated cases): Statement of Intent of CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas to increase rates in the Houston Division. The Commission unanimously passed this item until the next available conference.

GAS SERVICES UNPROTESTED

2. GUD No. 9903: Application of Cinco Natural Resources Corporation for waiver pursuant to 49 CFR 192 for installation of "flexsteel" pipeline on its gas gathering pipeline system located in Corpus Christi Bay, Nueces County, Texas. The Commission unanimously approved the examiners recommendation.

SURFACE MINING AND RECLAMATION

3. Docket No. C7-0025-SC-27-C: Application by Walnut Creek Mining Company for renewal/revision of Permit No. 27F and acceptance of replacement bond, Calvert Mine, Robertson County, Texas. The Commission unanimously approved the examiners recommendation.

OIL AND GAS PROTESTED

4. O&G 8A-0262915: Southwest Disposal Service, Inc. for commercial drilling fluid disposal pit applications, Gaines County Seminole Facility Disposal Pits (Pit 1-Pit 9), in Gaines County, Texas. The Commission unanimously denied the examiners recommendation.

5. O&G 8A-0263107: Pyote Water Systems, LLC (684433) application to dispose of fluid into a porous formation not productive of oil or gas, W. R. Bell, et al., Lease, Well No. 1, Kelly-Snyder (48583001) Field, Scurry County, Texas. The Commission unanimously approved the examiners recommendation.

6. O&G 0258300: Phoenix Hydrocarbons Operating to Consider an Exception to SWR 37for Reeves Unit ,Well No.,1 Wildcat Field, Jarvis Dome (Pecan Gap) Field, and Jarvis Dome (Woodbine) Fields, Anderson County, Texas. The Commission unanimously approved the examiners recommendation.

7. O&G 09-0260202: XTO Energy Inc. pursuant to the Mineral Interest Pooling Act for creation of a pooled unit for its Texas Steel Unit, Well No. 1, Newark, East (Barnett Shale) Field, Tarrant County, Texas. Chairman Carrillo and Commissioner Jones approved this item during the last conference with instructions for the examiner to prepare a revised final order. The revised order was approved and signed today. Commissioner Williams recused himself.

8. O&G 09-0261248: XTO Energy Inc. Mineral Interest Pooling Act, to pool all interests within the 317.5771 acre Texas Steel B Unit, Newark, E. (Barnett Shale) Field, Tarrant County, Texas. Chairman Carrillo and Commissioner Jones approved this item during the last conference with instructions for the examiner to prepare a revised final order. The revised order was approved and signed today. Commissioner Williams recused himself.

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders:

9. O&G 7C-0262810: O & O Operators, LLC enforcement action regarding Hoover -3- (08118) Lease, Well No.3, Shannon (San Andres) (82663568) Field, Crockett County, Texas. Violation of Statewide Rule 14(b)(2).

10. O&G 7C-0262375: O & O Operators, Llc. enforcement action regarding Hoover - 16- (08122) Lease, Well No.1, Shannon (San Andres) (82663568) Field, Crockett County, Texas. Violation of Statewide Rule 14(b)(2) and (3), and Texas Natural Resources Code Sec. 91.143.

11. O&G 02-0263150: Legend Natural Gas Ii, LP enforcement action regarding B. U.- union-hall (001054) Lease, Well No.1, Burnell (Luling) (13648132) Field, Bee County, Texas. Violation of Statewide Rule 14(b)(2) and (3).

12. O&G 01-0262747: Sylvan Energy, LLC enforcement action regarding Kroll, John C. (09432) Lease, Well No. 1, Marcelina Creek (Austin Chalk) (57367500) Field, Wilson County, Texas. Violation of Statewide Rules 14(b)(2) and (3); 3(1), (2), and (3).

13. O&G 09-0262807: Armour, Widd enforcement action regarding Green -A- (22796) Lease, Well No. 4, Clay County Regular (18707001) Field, Clay County, Texas. Violation of Statewide Rules 14(b)(2); 46(j); 3(2).

14. O&G 04-0260783: Pyle Petroleum, Inc. enforcement action regarding Ewing -F- (00772) Lease, Well Nos. 1 and 2, Ewing (6900 Sand) (29772936) Field, San Patricio County, Texas. Violation of Statewide Rule 14(b)(2) and (3).

15. O&G 02-0262023: Durango Resources Corp. enforcement action regarding Wicker, E. H. (172086) Lease, Well No. 1, Ten-ten (Frio 3600) (88771200) Field, Bee County, Texas. Violation of Statewide Rules 8(d)(1); 3(1) and (2).

16. GUD No. 9591: City of Benavides enforcement action for violation of Pipeline Safety Regulations 49 CFR §192.603(b); 49 CFR §192.705(b); 16 TAC §8.215(d)(1); 49 CFR §192.465(a); 16 TAC § 8.215(e); and 16 TAC 8.101(b), at the System of Company ID No. 0030, the Benavides Gas Distribution System (ID No. 710079) and the Benavides Transmission System (ID No. 730080), Duval County, Texas.

17. Damage Prevention Docket No. 003526: Valemas Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(e) and 18.11(b), at 501 Cravens (Clark), San Antonio, Bexar County, Texas.

18. Damage Prevention Docket No. 005723: C & C Slab Leaks & Plumbing enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(e), 18.10(b), and 18.11(b), at 710 East Sublett #121, Arlington, Tarrant County, Texas.

19. Damage Prevention Docket No. 005998: Rowland Co. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at 5115 Medical (Babcock), San Antonio, Bexar County, Texas.

20. Damage Prevention Docket No. 006138: CPS Energy enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at NW Military Hwy. (Green Run) San Antonio, Bexar County, Texas.

21. Damage Prevention Docket No. 006334: Dallas Water Department enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.10(b) and 18.11(b), at 1553 Harris Ct., Dallas, Dallas County, Texas.

22. Damage Prevention Docket No. 006368: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.5(a), at 3602 Connorvale, Houston, Harris County, Texas.

23. Damage Prevention Docket No. 006419: Texas New Mexico Power enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at I-45 (Butler), League City, Galveston County, Texas.

24. Damage Prevention Docket No. 006542: Dallas Water Utilities enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a) and 18.11(b), at 2655 Texas Drive, Dallas, Dallas County, Texas.

25. Damage Prevention Docket No. 006592: Kinder Morgan Tejas Pipeline LLC enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at Tenneco (Highway 225), Pasadena, Harris County, Texas.

26. Damage Prevention Docket No. 006615: City of Lubbock enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at 5793 102nd Street (102nd Street), Lubbock, Lubbock County, Texas.

27. Damage Prevention Docket No. 006774: City of Tyler enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 1902 North Ross Avenue, Tyler, Smith County, Texas.

28. Damage Prevention Docket No. 006775: Four Him Plumbing enforcement action

for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at 1400 East Loop 281, Longview, Gregg County, Texas.

29. Damage Prevention Docket No. 006844: San Antonio Water System enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 147 Bluffside (Cedarhurst), San Antonio, Bexar County, Texas.

30. Damage Prevention Docket No. 006952: Creacom enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 1600 Block Little York, Houston, Harris County, Texas.

31. Damage Prevention Docket No. 006991: Troy Construction enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at Tenneco (Highway 225), Pasadena, Harris County, Texas.

32. Damage Prevention Docket No. 006992: Digco enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at 510 Avenue J (South 3rd Street), Conroe, Montgomery County, Texas.

33. Damage Prevention Docket No. 007072: City of Corpus Christi Gas Dept. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.1 and 18.5(b), at 1037 Doddridge (Staples Street), Corpus Christi, Nueces County, Texas.

34. Damage Prevention Docket No. 007073: Brazoria County Road and Bridge enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 5137 County Road 138C, Alvin, Brazoria County, Texas.

35. Damage Prevention Docket No. 007135: Garza Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), 348 Austin Blvd. (Closner), Edinburg, Hidalgo County, Texas.

36. Damage Prevention Docket No. 007139: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 430 Santa Fe Drive, Waco, McLennan County, Texas.

37. Damage Prevention Docket No. 007169: MBM Contracting enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 8711 North Freeway (Gulf Bank), Houston, Harris County, Texas.

38. Damage Prevention Docket No. 007171: ARS enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at 18 Floret CT (South Fairbranch Circle), The Woodlands, Montgomery County, Texas.

39. Damage Prevention Docket No. 007190: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 616 15th Street, Dallas, Dallas County, Texas.

40. Damage Prevention Docket No. 007204: CAT enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 303 Present Street (1st Street), Missouri City, Fort Bend County, Texas.

41. Damage Prevention Docket No. 007206: Allied Fence Company enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 13304 Chasewood CV (Chasewood Drive), Austin, Travis County, Texas.
42. Damage Prevention Docket No. 007225: Roadway Solutions Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.10(b) and 18.11(b), at 6214 Samuell Blvd, Dallas, Dallas County, Texas.
43. Damage Prevention Docket No. 007231: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 902 Oakpark, Brownwood, Brown County, Texas.
44. Damage Prevention Docket No. 007232: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 1401 Ivywood Drive, Flower Mound, Denton County, Texas.
45. Damage Prevention Docket No. 007235: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 403 Texas Parkway, Missouri City, Fort Bend County, Texas.
46. Damage Prevention Docket No. 007240: City of Conroe enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.4(a) and 18.11(b), at 313 Avenue J (First Street), Conroe/Duggan, Montgomery County, Texas.
47. Damage Prevention Docket No. 007241: Mercer Construction Company enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.4(a) and 18.11(b), at 111 Duckett (Sandy Corner), El Campo, Wharton County, Texas.
48. Damage Prevention Docket No. 007243: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 14227 Waxahachie Street, Cloverleaf, Harris County, Texas.
49. Damage Prevention Docket No. 007245: City of Ballinger enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a) and 18.11(b), at 1100 Lakeside, Ballinger, Runnels County, Texas.
50. Damage Prevention Docket No. 007247: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(a), at 4533 Ross (Annex), Dallas, Dallas County, Texas.
51. Damage Prevention Docket No. 007250: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at Intersection of Carrington and Renner, Richardson, Collin County, Texas.
52. Damage Prevention Docket No. 007264: Reeder Concrete, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 600 Van Horn Drive (6th Street), Irving, Dallas County, Texas.
53. Damage Prevention Docket No. 007265: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 805 North Kaufman, Seagoville, Dallas County, Texas.

54. Damage Prevention Docket No. 007269: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at Intersection of North 6th Street and West State Street, Garland, Dallas County, Texas.
55. Damage Prevention Docket No. 007270: Tri-Con Services, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at Intersection of North 6th Street and West State Street (State) Garland, Dallas County, Texas.
56. Damage Prevention Docket No. 007271: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 3414 Persimmon Street, Houston, Harris County, Texas.
57. Damage Prevention Docket No. 007276: J W Electric enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 6005 Kristen Drive, Fort Worth, Tarrant County, Texas.
58. Damage Prevention Docket No. 007277: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 2711 Angela Way Drive, Montgomery County, Texas.
59. Damage Prevention Docket No. 007279: Beyer Construction enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(e) and 18.11(b), at 500 West Harris Avenue (West Harris at Shaver Street), Pasadena/500 Block West Harris Avenue, Harris County, Texas.
60. Damage Prevention Docket No. 007285: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 1746 Hartford Drive (Elizabeth Drive), Carrollton, Denton County, Texas.
61. Damage Prevention Docket No. 007286: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 708 Northern Trace (Penny), Keller, Tarrant County, Texas.
62. Damage Prevention Docket No. 007290: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 413 Fairhaven Drive (Norwood), Hurst, Tarrant County, Texas.
63. Damage Prevention Docket No. 007298: Agritexgas, LP enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.8(a) and 18.11(a), at FM 37(FM 378), Floydada, Floyd County, Texas.
64. Damage Prevention Docket No. 007299: City of Southlake Public Works enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a) and 18.11(b), at 404 Borders Ct. Southlake, Tarrant County, Texas.
65. Damage Prevention Docket No. 007300: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 5501 Falls Road, Dallas, Dallas County, Texas.
66. Damage Prevention Docket No. 007301: Atmos Energy Corp., Mid-Tex Div.

enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(a), at 1099 West Rochelle Road, Irving, Dallas County, Texas.

67. Damage Prevention Docket No. 007304: North Star Plumbing enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 528 Columbia, Houston, Harris County, Texas.

68. Damage Prevention Docket No. 007305: Millis Developing & Construction enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.4(a), 18.11(b), and 18.11(b), at 7500 Reinhart Avenue (Meadowcroft Blvd), Sugar Land, Fort Bend County, Texas.

69. Damage Prevention Docket No. 007306: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 3114 Saddle Ridge Court (Pleasant Shade Court), Richmond/Pecan Grove, Fort Bend County, Texas.

70. Damage Prevention Docket No. 007307: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 315 South Hancock (Myrtle), Odessa, Ector County, Texas.

71. Damage Prevention Docket No. 007308: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 3306 Salinas (Madison), Laredo, Webb County, Texas.

72. Damage Prevention Docket No. 007312: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 9214 Cherokee Trail (Cumberland), Tyler, Smith County, Texas.

73. Damage Prevention Docket No. 007315: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 6711 Enchanted Crest (Nagy Hill Street), Houston/Cross Creek, Harris County, Texas.

74. Damage Prevention Docket No. 007316: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at Skyline (Grand Caye Blvd), Texas City, Galveston County, Texas.

75. Damage Prevention Docket No. 007317: Double D Contractors enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(e) and 18.11(b), at 670 Tulip Street (Linda Lane), Vidor/Vidor, Orange County, Texas.

76. Damage Prevention Docket No. 007318: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at West 4th Street (Oliver Street), Weatherford, Parker County, Texas.

77. Damage Prevention Docket No. 007319: T Construction enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.4(b), 18.11(b), and 18.11(b), at 2425 Swift Blvd, Houston, Harris County, Texas.

78. Damage Prevention Docket No. 007320: Houston Stafford Electric enforcement action for violation of Underground Pipeline Damage Rule 16 §18.4(b), at 2830 Iris Valley (Frick), Houston/Maple Ridge, Harris County, Texas.

79. Damage Prevention Docket No. 007321: CFI Mechanical enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 1010 Debra Terrace (Tivoli Drive), Houston, Harris County, Texas.
80. Damage Prevention Docket No. 007322: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 1010 Debra Terrace (Tivoli Drive), Houston, Harris County, Texas.
81. Damage Prevention Docket No. 007323: Air Care Southeast enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 14602 Oak Chase (Bouldercrest Drive), Houston, Harris County, Texas.
82. Damage Prevention Docket No. 007324: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 8005 Jensen Drive (Worthington), Houston, Harris County, Texas.
83. Damage Prevention Docket No. 007325: McKinney Construction enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at 8005 Jensen Drive (Worthington), Houston, Harris County, Texas.
84. Damage Prevention Docket No. 007328: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 5115 98th Street (Slide Road), Lubbock, Lubbock County, Texas.
85. Damage Prevention Docket No. 007330: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at FM 3215 (Front Street), Dimmitt, Castro County, Texas.
86. Damage Prevention Docket No. 007333: Texstar Enterprises enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 1610 Peterson (South Zarzamora), San Antonio, Bexar County, Texas.
87. Damage Prevention Docket No. 007334: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 15803 Randall Ridge, Cypress, Harris County, Texas.
88. Damage Prevention Docket No. 007335: City of Princeton enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.11(b) and 18.11(b), at Intersection of 4th and Allenwood, Princeton, Collin County, Texas.
89. Damage Prevention Docket No. 007336: MSF Electric enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 8639 Old Bee Caves Road Bldg. #10 (Fletcher Road), Austin, Travis County, Texas.
90. Damage Prevention Docket No. 007337: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 11023 Hidden Bend Drive (Rippling Meadow Drive), Houston, Harris County, Texas.
91. Damage Prevention Docket No. 007340: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 2629 Royal Troon Drive, Plano, Collin County, Texas.

92. Damage Prevention Docket No. 007341: City of Garland enforcement action for violation of Underground Pipeline Damage Rule 16 §18.10(b), at 225 Rayburn, Garland, Dallas County, Texas.
93. Damage Prevention Docket No. 007342: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 6418 Champion Way (Hwy 26), Colleyville, Tarrant County, Texas.
94. Damage Prevention Docket No. 007343: Ohlco Plumbing Inc. (Benjamin Franklin Plumbing) enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 1226 Austin Colony Drive (Plantation), Richmond, Fort Bend County, Texas.
95. Damage Prevention Docket No. 007345: Custom Playground Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 1075 Pinchback (Ray), Beaumont, Jefferson County, Texas.
96. Damage Prevention Docket No. 007361: Don Hatch Construction Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 500 Block Bryan (Walton), Lumberton, Hardin County, Texas.
97. Damage Prevention Docket No. 007363: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 16716 Foursquare (Tulip), Conroe/Montgomery Creek Ranch, Montgomery County, Texas.
98. Damage Prevention Docket No. 007364: Rock Underground enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 200 Lake Trail (Valley View), Double Oak, Denton County, Texas.
99. Damage Prevention Docket No. 007365: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 216 Eastwood Drive, Southlake, Tarrant County, Texas.
100. Damage Prevention Docket No. 007368: Digco enforcement action for violation of Underground Pipeline Damage Rule 16 §18.4(a), at 0 Cantrall Blvd. (FM 1314), Conroe, Montgomery County, Texas.
101. Damage Prevention Docket No. 007369: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(a), at 0 Cantrall Blvd. (FM 1314), Conroe, Montgomery County, Texas.
102. Damage Prevention Docket No. 007372: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 3002 North 38th Street (Cypress Street), Killeen, Bell County, Texas.
103. Damage Prevention Docket No. 007374: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(a), at 100 River Oaks CV (River Oaks at I-35 Frontage Road), Georgetown, Williamson County, Texas.
104. Damage Prevention Docket No. 007376: Murphey Asphalt Corporation

enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 5310 Schuler (Detering), Houston, Harris County, Texas.

105. Damage Prevention Docket No. 007378: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.8(b) and 18.11(a), at 2015 West SH 21 (Newton), Bryan, Brazos County, Texas.

106. Damage Prevention Docket No. 007379: Eas Contracting enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.10(b), 18.11(b), and 18.11(b), at 11515 North Sam Houston Parkway East (Lockwood), Houston, Harris County, Texas.

107. Damage Prevention Docket No. 007380: Denex Contracting Co., Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 §§18.3(a), 18.11(b), and 18.11(b), at 2 Villeroy Way (Netherfield Way), The Woodlands, Montgomery County, Texas.

108. Damage Prevention Docket No. 007383: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 §18.8(b), at 11005 FM 1764 (Rush Road), Hitchcock, Galveston County, Texas.

109. Damage Prevention Docket No. 007385: Goodwin Plumbing Service Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 §18.11(b), at 1517 Lake Air Drive, Waco, McLennan County, Texas.

OIL AND GAS UNPROTESTED

CONSENT AGENDA

The Commission unanimously approved the following applications:

110. O&G 01-0263495: Rio-Tex, Inc. to consider a new field designation for the Whitehead Wardlaw Lease, Well No. 9401, and for adoption of temporary field rules, for the proposed Double Eagle (Ellenburger) Field, Edwards County, Texas.

111. O&G 01-0263788: Lewis Petro Properties, Inc. to consider consolidation of the Acorn (Eagle Ford) and Big Reef (Eagleford) Fields and the Intrepid Field into the Hawkville (Eagleford Shale) Field, La Salle, McMullen, and Webb Counties, Texas.

112. O&G 06-0264059: White Rock Exploration, Inc. to consider temporary field rules for the Honey Hollow (Pettit Y) (42459500) Field, Wood County, Texas.

113. O&G 08-0263505: Sandridge Expl. and Prod., LLC to consider an MER for the TXL JJJ Lease, Well Nos. 505 and 506, Goldsmith (Clear Fork) Field, Ector County, Texas.

114. O&G 09-0263862: Ginnings Company to consider unitization and secondary recovery authority for the Collier Lease (19358), Collier, et al., Lease (19388), and the Hep Oil GP, LLC, T. M. Collier Lease (04447, 04448, as to 40 acres only, no existing wells involved), Dyemound (Strawn) Field, Montague County, Texas.

115. O&G 7B-0263365: Fresh Wind Resources to consider unitization and secondary

recovery authority for the Lunsford Caddo Unit, Lunsford (Caddo) Field, Throckmorton County, Texas.

116. O&G 8A-0263738: Canan Mowrey Operating, LLC to consider unitization and secondary recovery authority for the Iron Bridge Croton Unit, Iron Bridge (Croton Lime) (44733075) Field, Dickens County, Texas.

117. O&G 08-0264230: Chevron U.S.A. Inc. for the recommendation of a tight gas formation for the Simpson Formation, Emperor (Simpson) Field, Winkler County, Texas.

118. O&G 06-0264226: XTO Energy for the recommendation of a tight gas formation for the James Lime, Pettit and Travis Peak Formation of Loco Bayou (James Lime), Douglass, SW. (Pettit, Upper), Douglass, W. (Travis Peak), Doyle Creek (Pettit) and Doyle Creek (Travis Peak) Fields, Cherokee and Nacogdoches Counties, Texas.

119. O&G 06-0264225: XTO Energy for the recommendation of a tight gas formation for the Pettit and Travis Peak Formation of Decker Switch (Pettit) and Decker Switch (Travis Peak) Fields, Anderson and Houston Counties, Texas.

120. O&G 06-0264228 O'Benco, Inc. for the recommendation of a tight gas formation for the Travis Peak Formation of Stockman (Travis Peak) Field, Nacogdoches and Shelby Counties, Texas.

121. O&G 8A-0264279: Texland Petroleum, L.P. for authority pursuant to Statewide Rule 50 to approve or certify an EOR Project for the Lif-Lubheirs (#65679) Lease; Lubheirs Co-op (#68688) Lease; Teal, Wayne, et al., (#66809) Lease; Teal-Crosnoe Unit (#66929) Lease; North Loop Unit (#66582) Lease; Glen Ivy Unit (#66888) Lease; Vicker-L.I.S.D. Unit (#66934) Lease; and Newton, H. (#66811) Lease, Edmisson (Clear Fork) (#27664 500) Field, Lubbock County, Texas.

MASTER DEFAULT ORDERS

The Commission unanimously approved the following default orders:

122. O&G 8A-0259635: TGO Operating, LLC enforcement action regarding Doebie 3 Lease, Well No. 1 (0671170) Permit, Wildcat (00020001) Field, Cochran County, Texas. Violation of Statewide Rule 5(c).

123. O&G 01-0262908: Willo Oil & Gas Exploration LLC enforcement action regarding Mills "36" Lease, Well No. 2 (0927659) Permit, Wildcat (00002001) Field, Val Verde County, Texas Violation of Statewide Rule 16(b).

124. O&G 7C-0259800: Highground Inc. enforcement action regarding Owens, W. W. (08655) Lease, Clara Couch (18500001) Field, Crockett County, Texas. Violation of Statewide Rules 8(d)(1); 22(b)(1); 21(j).

125. O&G 09-0262521: Lariat Energy Corporation enforcement action regarding Mulloy Estate (09439) Lease, Well No. 3, Wilbarger County Regular (97331001) Field, Wilbarger County, Texas. Violation of Statewide Rules 14(b)(2); 46(j).

126. O&G 7C-0261835: Penergy enforcement action regarding Vaughan -C- (02054) Lease, Well No. 41, Vaughn -E- (02075) Lease, Well No. 1, Vaughn (93264001) Field, Crockett County, Texas. Violation of Statewide Rule 13(b)(1)(B); and Texas Natural Resources Code Sec. 91.193.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

127. Issues regarding emissions from oil and gas operations in the Barnett Shale gas trend. The Commission heard a status report from Executive Director John Tintera.

128. Issues related to the Sunset Commission review of the Railroad Commission. The Commission Executive Director John Tintera informed the Commission of the next formal meeting on this issue.

129. Issues related to the impact on the Railroad Commission budget of the mandatory expenditure reductions for the 2010-11 biennium, including the written plan for reducing the Fiscal Years 2010-2011 General Revenue and GR-Dedicated appropriations by five percent. The Commission unanimously approved this item.

OIL AND GAS DIVISION

130. Approval of an extended service contract for plugging wells with state funds; Requisition # 455-10-080A, for 12 wells located in San Patricio County, District 04; estimated value of \$323,755. The Commission unanimously approved the contract.

COMMISSIONERS

Chairman Carrillo

131. Commission notice to operators regarding compliance with emissions requirements. The Commission unanimously approved this item.

PUBLIC INPUT

132. 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 Commission heard comments from Houston, Texas, City Council Member, Jolanda Jones, on item number 1.

The conference was adjourned at 11:37 am.