

RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001593 § APPLICATION OF SAGUARO PETROLEUM, LLC
Tracking No. 50450 § (743325) PURSUANT TO STATEWIDE RULE 9 FOR A
§ COMMERCIAL PERMIT TO DISPOSE OF OIL AND GAS
§ WASTE BY INJECTION INTO A POROUS FORMATION
January 27, 2020 § NOT PRODUCTIVE OF OIL OR GAS FOR THE
§ MENTONE "Y" 33 LEASE, WELL NO. 1, PHANTOM
§ (WOLFCAMP) FIELD, REEVES COUNTY, TEXAS;
§ DISTRICT 08

NOTICE OF PREHEARING CONFERENCE

Date, Location, and Place of Hearing and Prehearing Conference- Notice is hereby given that a public prehearing conference will be held at **1:30 p.m. on Tuesday, February 18, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

Purpose of Prehearing Conference- The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

Purpose of Hearing on the Merits- The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing. Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

Appearance at Prehearing Conference and Hearing- All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

Legal Authority and Jurisdiction- The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

Particular Statutes and Rules Involved- The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

Continuance of Prehearing Conference- Any request for continuance of the hearing or prehearing conference must be filed in Docket Services **no later than five business days prior to the hearing or prehearing conference date.** 16 Tex. Admin. Code § 1.105(a)(2). Copies of such request must be served to all parties shown on the service list.

Ex Parte Communications Prohibited- Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing. Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or dave@howardreporters.com.

Exhibits- All exhibits must be clearly marked and submitted in duplicate to the examiners. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the prehearing conference or hearing.

Auxiliary Aids or Services for Persons with a Disability- Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

Audio/Visual Computer Presentations- Requests for setting up a presentation need to be made in writing **no less than three business days prior to the hearing or prehearing conference date.** Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

Service List- The Applicant shall review this Notice of Prehearing Conference and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

APPENDIX A

Purpose of Prehearing Conference-The purpose of the prehearing conference is to address matters preliminary to the hearing on the merits, including hearing any outstanding motions, establishing a hearing date and procedural schedule, and addressing other preliminary matters as determined by the examiners. Non-exclusive examples of motions that might be considered include motions to dismiss, motions regarding jurisdiction, motions regarding a party's standing and/or motions related to discovery. **All motions to be considered must be filed and served on all parties at least ten days before the prehearing conference.**

APPENDIX B

Purpose of Hearing on the Merits- The purpose of this hearing is to consider the application of Saguaro Petroleum, LLC for a commercial permit to dispose of oil and gas waste by injection for the Mentone "Y" 33 Lease, Well No. 1, Phantom (Wolfcamp) Field, in Reeves County, Texas, pursuant to 16 Tex. Admin. Code § 3.9. If granted, the permit will allow injection into a porous formation not productive of oil or gas. The proposed location is approximately 6.7 miles southwest of Mentone, Texas. The application seeks authority to inject a maximum volume of 35,000 barrels per day of salt water, frac water, and other non-hazardous oil and gas waste into the subsurface depth interval from 4,200 to 6,500 feet within the Delaware formation.

If you have questions regarding this Application, please contact the Applicant's representative, Stephen Fenoglio, at (512) 347-9944. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the prehearing conference process can be found at www.rrc.texas.gov/hearings.

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the prehearing conference to confirm that it will go forward as scheduled.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Prehearing Conference in Oil and Gas Docket No. **OG-19-00001593** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

SAGUARO PETROLEUM, LLC
1509 W WALL ST STE 100
MIDLAND TX 79701

BANKS OIL & GAS CONSULTING
ATTN RYAN SOUTTER
1601 RIO GRANDE STE 331
AUSTIN TX 78701

GEORGE C. NEALE
FOR NGL WATER SOLUTIONS
PERMIAN LLC
PO BOX 1945
AUSTIN TX 78767

ATTN: SARAH JORDAN
NGL WATER SOLUTIONS PERMIAN
LLC
1509 W. WALL ST STE 306
MIDLAND TX 79701

OLGA KOBZAR
FOR VELOCITY WATER
SOLUTIONS
303 COLORADO ST. STE 2400
AUSTIN TX 78701

VELOCITY WATER SOLUTIONS, LP
ATTN: TAYLOR TURNER
100 CONGRESS AVE SUITE 2000
AUSTIN, TX 78701

ANADARKO E&P ONSHORE LLC
ATTN: FRANK DAVIS
PO BOX 1330
HOUSTON TX 77251

EARMARK ENTERPRISE LLC
ATTN: MARK WOODSIDE
619 WEST TEXAS AVE STE 106
MIDLAND TX 79701

DIAMONDBACK E&P LLC
500 WEST TEXAS AVE STE 1200
MIDLAND TX 79701

ENERGEN RESOURCES
CORPORATION
3510 N A ST. BLDG A & B
MIDLAND TX 79705

GARY AND KIRK COVINGTON
619 WEST TEXAS AVE STE 106
MIDLAND TX 79701

LUCY H. SIEVERS
332 HAGER LN
GLENVIEW IL 60025

RIO OIL AND GAS (PERMIAN) II LLC
3 WATERWAY SQUARE PLACE
STE 500
THE WOODLANDS TX 77380

HILL TRUSTS
PO BOX 470397
FT. WORTH TX 76147

RENEE BRUNSON
619 WEST TEXAS AVE STE 106
MIDLAND TX 79701

REEVES COUNTY CLERK
DIANNE O. FLOREZ
P. O. BOX 867
100 E. 4TH STREET, ROOM 101
PECOS, TEXAS 79772

STEPHEN FENOGLIO
FOR SAGUARO PETROLEUM, LLC
PO BOX 301525
AUSTIN TX 78703

LORENZO GARZA
ASSISTANT DEPUTY DIRECTOR
ADMINISTRATIVE COMPLIANCE
RRC - AUSTIN
Via Intra-Agency Email

JOE STASULLI
ASSISTANT DEPUTY DIRECTOR
ADMINISTRATIVE COMPLIANCE
RRC - AUSTIN
Via Intra-Agency Email

DAVID RANDLE
ENGINEER
FIELD OPERATIONS
RRC - AUSTIN
Via Intra-Agency Email

PAUL DUBOIS
ASSISTANT DIRECTOR
O&G DIVISION TECHNICAL
PERMITTING
RRC - AUSTIN
Via Intra-Agency Email

On this the **27th** day of **January**, 2020.

Melissa Stovall

Docket Services, Hearings Division
Railroad Commission of Texas

HEARINGS DIVISION
PO Drawer 12967
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR

A Copy of this Notice of Intent to Appear must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be *received* by Docket Services at least five business days in advance of the prehearing conference date and hearing date.

APPLICANT: SAGUARO PETROLEUM, LLC (743325)
CASE/DOCKET NO.: OG-19-00001593
STATUS NO.: 50450

_____, representing _____,
(Print Name) (Print Name)
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** _____ *Applicant* _____ *Protestant* _____ *Observer* or _____ *In Support of Application*
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

Signature Date
Telephone: Area Code: (____) _____

Email Address: _____
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): _____

ADDRESS TO WHICH NOTICE WAS SENT:

_____ Is correct _____ Is incorrect and should be corrected to:

Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

(Print Name)

Street City State Zip Code



RAILROAD COMMISSION OF TEXAS

HEARINGS DIVISION

CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

Completion of this form is optional

In lieu of service and notification by mail, _____ (party name or attorney) on behalf of _____ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. _____ by the following electronic means:

[] E-mail at: _____

Authorized by:

_____ (signature)

_____ (print name)

_____ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elects to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001744

§ APPLICATION OF WPX ENERGY PERMIAN,
§ LLC (942623) FOR AN EXCEPTION TO
§ STATEWIDE RULE 32 FOR VARIOUS LEASES
§ AND WELLS, PHANTOM (WOLFCAMP) FIELD,
§ REEVES COUNTY, TEXAS; DISTRICT 08

January 28, 2020

NOTICE OF HEARING

Date, Location, and Place of Hearing- Notice is hereby given that a public hearing will be held at **1:30 p.m. on Wednesday, February 12, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the hearing is not concluded on the day it commences, it will be continued from day to day until concluded.

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

Purpose of Hearing- The purpose of the hearing is to allow the parties to present evidence and consider all issues of fact and law raised in or relevant to the Application. The issues that may be addressed at the hearing include, but are not limited to, the following:

1. A statement of the matters asserted and the nature of the Applicant's hearing request is in the attached Appendix A.
2. Any other issues raised in the pleadings, evidence, or argument that are necessary for the Commission to render a final decision on the merits of this case.

Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the hearing. Failure to appear at any prehearing conference or the hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

Appearance at Hearing- All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing must complete and file with Docket Services the enclosed Notice of Intent to Appear at Hearing Protest form at least **five business days** prior to the hearing date in this Notice of Hearing. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the form should be served on the Applicant and any other parties of record.

Legal Authority and Jurisdiction- The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

Particular Statutes and Rules Involved- The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3;
- Tex. Water Code chapters 26, 27 and 29; and
- Statutes and rules referenced in Appendix A, if any, of this Notice of Hearing.

Continuance of Hearing- Any request for continuance of this hearing must be filed in Docket Services **no later than five business days prior to the hearing date**. Copies of such request must be served to all parties shown on the service list. 16 Tex. Admin. Code § 1.45(a)(1).

Ex parte Communications Prohibited- Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing. Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or dave@howardreporters.com.

Hearing Exhibits- All exhibits must be clearly marked and submitted in duplicate. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the hearing.

Auxiliary Aids or Services for Persons with a Disability- Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

Audio/Visual Computer Presentations- All requests for setting up a presentation need to be made in writing no less than three business days prior to the hearing date. Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

Service List- The Applicant shall review this Notice of Hearing and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

APPENDIX A

This hearing is held to consider the application of WPX Energy Permian, LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Titan State 16 Lease Well No. 1H (Gas ID No. 285901); Circe State 28 Lease Well No. 1H (Gas ID No. 286372); Covington 4 Lease Well Nos. 2H (Gas ID No. 286298) and 3H (Gas ID No. 286362); Monroe State CFP (Commingling Permit No. 08-8295) Flare Points in the Phantom (Wolfcamp) Field, Reeves County, Texas; District 08.

This application was originally Noticed for January 24, 2020, and withdrawn.

If you have questions regarding this Application, please contact the Applicant's representative, Bill Spencer, at (512) 918-1062. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the hearing process can be found at www.rrc.texas.gov/hearings.

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the hearing to confirm that it will go forward as scheduled.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Hearing in Oil and Gas Docket No. **OG-19-00001744** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

WPX ENERGY PERMIAN, LLC 3500 ONE WILLIAMS CENTER, MD 35 TULSA, OK 74172	DAYLIGHT PETROLEUM, LLC 4265 SAN FELIPE ST., SUITE 1100 HOUSTON, TX 77027	MAS OPERATING, CO P. O. BOX 52167 MIDLAND, TX 79710
ANADARKO E&P ONSHORE LLC ATTN: FRANK A. DAVIS P.O. BOX 1330 HOUSTON, TX 77251	DIAMONDBACK E&P LLC 500 W. TEXAS AVE, SUITE 1200 MIDLAND, TX 79701	MAYJAC I, LLC P. O. BOX 50190 MIDLAND, TX 79710
ANADARKO PETROLEUM CORP ATTN: FRANK A. DAVIS P.O. BOX 1330 HOUSTON, TX 77251	ENDEAVOR ENERGY RESOURCES, LP 110 N. MARIENFELD ST., SUITE 200 MIDLAND, TX 79701	MEWBOURNE OIL COMPANY P. O. BOX 7698 TYLER, TEXAS 75711
APC WATER HOLDINGS 1, LLC ATTN: BERTHA NEFE P. O. BOX 1330 HOUSTON, TX 77251	EOG RESOURCES, INC ATTN: TIM VOGLER P. O. BOX 4362 HOUSTON, TX 77210	NGL WATER SOLUTIONS PERMIAN, LLC 1509 W. WALL ST, SUITE 306 MIDLAND, TX 79701
ARCH OIL & GAS LLC 16400 DALLAS PKWY, SUITE 305 DALLAS, TX 75248	FELIX ENERGY HOLDINGS II, LLC 1530 16TH STREET, SUITE 500 DENVER, CO 80202	OLYMPIC OIL AND GAS CORPORATION 12 E. GREENWAY PLAZA #920 HOUSTON, TX 77046
BETTIS BOYLE & STOVALL P. O. BOX 1240 GRAHAM, TX 76450	FULFER OIL AND CATTLE CO. ATTN: DEBBIE MCKELVEY P. O. BOX 1224 JAL, NM 88252	ORLA PETCO, INC. P. O. BOX 695 MIDLAND, TX 79702
BPX OPERATING COMPANY 1700 PLATTE ST DENVER, CO 80202	GREAT WESTERN DRILLING COMPANY 700 W. LOUISIANA MIDLAND, TX 79701	OXY USA INC 5 GREENWAY PLAZA, SUITE 110 HOUSTON, TX 77046
BRECK OPERATING CORP. P. O. BOX 911 BRECKENRIDGE, TX 76424	HOME PETROLEUM CORP. P. O. BOX 2982 VICTORIA, TX 77902	OXY US WTP INC C/O KELLEY MONTGOMERY P. O. BOX 4294 HOUSTON, TX 77210
BUSTAMANTE OIL COMPANY P. O. BOX 50923 MIDLAND, TX 79710	LEGACY RESERVES OPERATING, LP P. O. BOX 10848 MIDLAND, TX 77902	PDC PERMIAN, INC. 1775 SHERMAN ST, SUITE 3000 DENVER, CO 80203
BUSTAMANTE RESOURCES, LLC P. O. BOX 50923 MIDLAND, TX 79710	LICON OIL CO. 1719 S. EDDY PECOS, TX 79772	PEARCE, ROY F. JR BOX 953 MIDLAND, TX 79702
CIMAREX ENERGY CO. ATTN: GENE HOLLOWAY 202 S. CHEYENNE AVE, STE 1000 TULSA, OK 74103	LINEAGE OIL, LLC 1525 RALEIGH ST., SUITE 500 DENVER, CO 80204	PETEX P. O. BOX 548 BRECKENRIDGE, TX 76424
		PUTNAM, PAUL OIL P. O. BOX 43 ORLA, TX 79770

RANGER 40 PETROLEUM, LLC
5150 TAMiami TRAIL N., SUITE 206
NAPLES, FL 34103

SHELL WESTERN E&P
P. O. BOX 576
HOUSTON, TX 77001

SHERIDAN PRODUCTION
COMPANY, LLC
1360 POST OAK BLVD, SUITE 2500
HOUSTON, TX 77056

STATELINE WATER, LLC
3500 ONE WILLIAMS CENTER, MD
35
TULSA, OK 74172

THREE-B OIL COMPANY, THE
P. O. BOX 590
MONAHANS, TX 79756

WESTERN GLOBAL OIL, INC.
69730 HWY 111. SUITE 112
RANCHO MIRAGE, CA 92270

BILL G. SPENCER
BILL G. SPENCER CONSULTING,
LP
FOR WPX ENERGY PERMIAN, LLC
P. O. BOX 4188
CEDAR PARK, TEXAS 78613

MR. JIM CLARK
WELLINGTON CONSULTING
1805 PALMWOOD DRIVE
AUSTIN, TEXAS 78757

LORENZO GARZA
ASSISTANT DEPUTY DIRECTOR
ADMINISTRATIVE COMPLIANCE
RRC - AUSTIN

Via Intra-Agency Email

JOE STASULLI
ASSISTANT DEPUTY DIRECTOR
ADMINISTRATIVE COMPLIANCE
RRC - AUSTIN

Via Intra-Agency Email

OLIN MACNAMARA
GEOLOGIST
FIELD OPERATIONS
RRC - AUSTIN

Via Intra-Agency Email

PAUL DUBOIS
ASSISTANT DIRECTOR
O&G DIVISION TECHNICAL
PERMITTING
RRC - AUSTIN

Via Intra-Agency Email

On this the **28th** day of **January**, 2020.

Melissa Stovall

Docket Services, Hearings Division
Railroad Commission of Texas

HEARINGS DIVISION
PO Drawer 12967
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR AT HEARING

A Copy of this Notice of Intent to Appear at Hearing must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be received by Docket Services at least five business days in advance of the hearing date.

APPLICANT: WPX ENERGY PERMIAN, LLC (942623)
CASE/DOCKET NO.: OG-19-00001744
STATUS NO.:

_____, representing _____,
(Print Name) (Print Name)
hereby enters this Notice of Intent to Appear at Hearing as **(Check one of the referenced party status):**
_____ **Applicant** _____ **Protestant** _____ **Observer** or _____ **In Support of Application** and states he/she
or his/her representative will appear and participate at the hearing.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear at Hearing form to the Applicant at the address shown in the Certificate of Service.

Signature Date
Telephone: Area Code: (____) _____

Email Address: _____
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation at the hearing): _____

ADDRESS TO WHICH NOTICE WAS SENT:

_____ Is correct _____ Is incorrect and should be corrected to:

Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

(Print Name)

Street City State Zip Code



RAILROAD COMMISSION OF TEXAS

HEARINGS DIVISION

CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

Completion of this form is optional

In lieu of service and notification by mail, _____ (party name or attorney) on behalf of _____ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. _____ by the following electronic means:

[] E-mail at: _____

Authorized by:

_____ (signature)

_____ (print name)

_____ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elects to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001593	§	APPLICATION OF SAGUARO PETROLEUM, LLC
	§	(743325) PURSUANT TO STATEWIDE RULE 9 FOR A
Tracking No. 50450	§	COMMERCIAL PERMIT TO DISPOSE OF OIL AND GAS
	§	WASTE BY INJECTION INTO A POROUS FORMATION
	§	NOT PRODUCTIVE OF OIL OR GAS FOR THE
January 28, 2020	§	MENTONE "Y" 33 LEASE, WELL NO. 1, PHANTOM
	§	(WOLFCAMP) FIELD, REEVES COUNTY, TEXAS;
	§	DISTRICT 08

AMENDED NOTICE OF PREHEARING CONFERENCE

Amended to change Prehearing time to 3:00 p.m.

Date, Location, and Place of Hearing and Prehearing Conference- Notice is hereby given that a public prehearing conference will be held at **3:00 p.m.** on **Tuesday, February 18, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

Purpose of Prehearing Conference- The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

Purpose of Hearing on the Merits- The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing. Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

Appearance at Prehearing Conference and Hearing- All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

Legal Authority and Jurisdiction- The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

Particular Statutes and Rules Involved- The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

Continuance of Prehearing Conference- Any request for continuance of the hearing or prehearing conference must be filed in Docket Services **no later than five business days prior to the hearing or prehearing conference date.** 16 Tex. Admin. Code § 1.105(a)(2). Copies of such request must be served to all parties shown on the service list.

Ex Parte Communications Prohibited- Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing. Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or dave@howardreporters.com.

Exhibits- All exhibits must be clearly marked and submitted in duplicate to the examiners. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the prehearing conference or hearing.

Auxiliary Aids or Services for Persons with a Disability- Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

Audio/Visual Computer Presentations- Requests for setting up a presentation need to be made in writing **no less than three business days prior to the hearing or prehearing conference date.** Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

Service List- The Applicant shall review this Notice of Prehearing Conference and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

APPENDIX A

Purpose of Prehearing Conference-The purpose of the prehearing conference is to address matters preliminary to the hearing on the merits, including hearing any outstanding motions, establishing a hearing date and procedural schedule, and addressing other preliminary matters as determined by the examiners. Non-exclusive examples of motions that might be considered include motions to dismiss, motions regarding jurisdiction, motions regarding a party's standing and/or motions related to discovery. **All motions to be considered must be filed and served on all parties at least ten days before the prehearing conference.**

APPENDIX B

Purpose of Hearing on the Merits- The purpose of this hearing is to consider the application of Saguaro Petroleum, LLC for a commercial permit to dispose of oil and gas waste by injection for the Mentone "Y" 33 Lease, Well No. 1, Phantom (Wolfcamp) Field, in Reeves County, Texas, pursuant to 16 Tex. Admin. Code § 3.9. If granted, the permit will allow injection into a porous formation not productive of oil or gas. The proposed location is approximately 6.7 miles southwest of Mentone, Texas. The application seeks authority to inject a maximum volume of 35,000 barrels per day of salt water, frac water, and other non-hazardous oil and gas waste into the subsurface depth interval from 4,200 to 6,500 feet within the Delaware formation.

If you have questions regarding this Application, please contact the Applicant's representative, Stephen Fenoglio, at (512) 347-9944. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the prehearing conference process can be found at www.rrc.texas.gov/hearings.

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the prehearing conference to confirm that it will go forward as scheduled.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Prehearing Conference in Oil and Gas Docket No. **OG-19-00001593** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

SAGUARO PETROLEUM, LLC
1509 W WALL ST STE 100
MIDLAND TX 79701

BANKS OIL & GAS CONSULTING
ATTN RYAN SOUTTER
1601 RIO GRANDE STE 331
AUSTIN TX 78701

GEORGE C. NEALE
FOR NGL WATER SOLUTIONS
PERMIAN LLC
PO BOX 1945
AUSTIN TX 78767

ATTN: SARAH JORDAN
NGL WATER SOLUTIONS PERMIAN
LLC
1509 W. WALL ST STE 306
MIDLAND TX 79701

OLGA KOBZAR
FOR VELOCITY WATER
SOLUTIONS
303 COLORADO ST. STE 2400
AUSTIN TX 78701

VELOCITY WATER SOLUTIONS, LP
ATTN: TAYLOR TURNER
100 CONGRESS AVE SUITE 2000
AUSTIN, TX 78701

ANADARKO E&P ONSHORE LLC
ATTN: FRANK DAVIS
PO BOX 1330
HOUSTON TX 77251

EARMARK ENTERPRISE LLC
ATTN: MARK WOODSIDE
619 WEST TEXAS AVE STE 106
MIDLAND TX 79701

DIAMONDBACK E&P LLC
500 WEST TEXAS AVE STE 1200
MIDLAND TX 79701

ENERGEN RESOURCES
CORPORATION
3510 N A ST. BLDG A & B
MIDLAND TX 79705

GARY AND KIRK COVINGTON
619 WEST TEXAS AVE STE 106
MIDLAND TX 79701

LUCY H. SIEVERS
332 HAGER LN
GLENVIEW IL 60025

RIO OIL AND GAS (PERMIAN) II LLC
3 WATERWAY SQUARE PLACE
STE 500
THE WOODLANDS TX 77380

HILL TRUSTS
PO BOX 470397
FT. WORTH TX 76147

RENEE BRUNSON
619 WEST TEXAS AVE STE 106
MIDLAND TX 79701

REEVES COUNTY CLERK
DIANNE O. FLOREZ
P. O. BOX 867
100 E. 4TH STREET, ROOM 101
PECOS, TEXAS 79772

STEPHEN FENOGLIO
FOR SAGUARO PETROLEUM, LLC
PO BOX 301525
AUSTIN TX 78703

LORENZO GARZA
ASSISTANT DEPUTY DIRECTOR
ADMINISTRATIVE COMPLIANCE
RRC - AUSTIN
Via Intra-Agency Email

JOE STASULLI
ASSISTANT DEPUTY DIRECTOR
ADMINISTRATIVE COMPLIANCE
RRC - AUSTIN
Via Intra-Agency Email

DAVID RANDLE
ENGINEER
FIELD OPERATIONS
RRC - AUSTIN
Via Intra-Agency Email

PAUL DUBOIS
ASSISTANT DIRECTOR
O&G DIVISION TECHNICAL
PERMITTING
RRC - AUSTIN
Via Intra-Agency Email

On this the **28th** day of **January**, 2020.

Melissa Stovall

Docket Services, Hearings Division
Railroad Commission of Texas

HEARINGS DIVISION
PO Drawer 12967
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR

A Copy of this Notice of Intent to Appear must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be *received* by Docket Services at least five business days in advance of the prehearing conference date and hearing date.

APPLICANT: SAGUARO PETROLEUM, LLC (743325)
CASE/DOCKET NO.: OG-19-00001593
STATUS NO.: 50450

_____, representing _____,
(Print Name) (Print Name)
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** _____ *Applicant* _____ *Protestant* _____ *Observer* or _____ *In Support of Application*
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

Signature Date
Telephone: Area Code: (____) _____

Email Address: _____
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): _____

ADDRESS TO WHICH NOTICE WAS SENT:

_____ Is correct _____ Is incorrect and should be corrected to:

Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

(Print Name)

Street City State Zip Code



RAILROAD COMMISSION OF TEXAS

HEARINGS DIVISION

CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

Completion of this form is optional

In lieu of service and notification by mail, _____ (party name or attorney) on behalf of _____ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. _____ by the following electronic means:

[] E-mail at: _____

Authorized by:

_____ (signature)

_____ (print name)

_____ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elects to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.