

RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION

Oil and Gas Docket No. OG-20-00002556	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE BIRDIE BELL 52-2-18 LOV LEASE, WELL § #3H, PHANTOM (WOLFCAMP) FIELD, LOVING § COUNTY, TEXAS; DISTRICT 08
Oil and Gas Docket No. OG-20-00002557	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO RULE 32 FOR THE § BLACK STALLION 28-10 LEASE, WELL NO. 1H, § PHANTOM (WOLFCAMP) FIELD, LOVING, COUNTY, § TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002558	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE BOB COUCH 3-10 LEASE, WELL NO. 2H, § PHANTOM (WOLFCAMP) FIELD, REEVES COUNTY, § TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002559	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE CHILI PEPPER 34-137 UNIT LEASE, § WELL NO. 1H, PHANTOM (WOLFCAMP) FIELD, § WARD COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002560	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE CHURRO 34-157/158 UNIT LEASE, WELL § NO. 1H, PHANTOM (WOLFCAMP) FIELD, WARD § COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002561	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE EMPANADA 34-191 UNIT LEASE, WELL § NOS. 1H & 2H, PHANTOM (WOLFCAMP) FIELD, § WARD COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002562	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE WINGHEAD 56-2-43 LEASE, WELL NO. § 2H, AND THE GOLEM 56-3-3 LEASE, WELL NO. 1H § PAD, PHANTOM (WOLFCAMP) FIELD, REEVES § COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002563	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE HALEY JE 28-33 PAD - UNIT A LEASE, § WELL NO. 3H, UNIT C LEASE, WELL NOS. #4H & 5H § AND UNIT B LEASE, WELL NO. #6H, PHANTOM § (WOLFCAMP) FIELD, LOVING, COUNTY, TEXAS; § DISTRICT 08.

Oil and Gas Docket No. OG-20-00002564	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE HUGHES & TALBOT 75-26 LEASE, WELL § NO. 2H PAD, PHANTOM (WOLFCAMP) FIELD, § LOVING, COUNTY TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002565	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE QUESO 34-153 UNIT LEASE, WELL NOS. § 1H & 2H PAD, PHANTOM (WOLFCAMP) FIELD, WARD § COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002566	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE RAYBANK 1-44 LEASE, WELL NO. 1H § PAD, PHANTOM (WOLFCAMP) FIELD, LOVING § COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002567	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE SPITFIRE 29-39 LEASE, WELL NO. 1H § PAD, PHANTOM (WOLFCAMP) FIELD, LOVING § COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002568	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE WAR ADMIRAL 28-4 UNIT D LEASE, § WELL NO. 1H, PHANTOM (WOLFCAMP) FIELD, § LOVING COUNTY, TEXAS; DISTRICT 08.
Oil and Gas Docket No. OG-20-00002569	§ APPLICATION OF ANADARKO E&P ONSHORE LLC § (020528) FOR AN EXCEPTION TO STATEWIDE RULE § 32 FOR THE WHEAT TRUST 1-36 LEASE, WELL NOS. § 3H, 4H & 5H PADS, PHANTOM (WOLFCAMP) FIELD § WARD COUNTY, TEXAS; DISTRICT 08.
May 11, 2020	

JOINT NOTICE OF HEARING

Date, Location, and Place of Hearing- Notice is hereby given that a public hearing will be held at **9:00 a.m. on Friday, May 29, 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

Oil and Gas Docket No. OG-20-00002556- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Birdie Bell 54-2-18 LOV Lease, Well No. 3H (Flare Permit No. 40490), Phantom (Wolfcamp) Field, Loving County, Texas; District 08

Oil and Gas Docket No. OG-20-00002557- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Black Stallion 28-10 Lease, Well No. 1H (Flare Permit No. 40489), Phantom (Wolfcamp) Field, Loving, County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002558- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Bob Couch 3-10 Lease, Well No. 2H (Flare Permit No. 40488), Phantom (Wolfcamp) Field, Reeves County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002559- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Chili Pepper 34-137 Unit Lease, Well No. 1H (Flare Permit No. 40487), Phantom (Wolfcamp) Field, Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002560- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Churro 34-157/158 Unit Lease, Well No. 1H (Flare Permit No. 40486), Phantom (Wolfcamp) Field, Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002561- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Empanada 34-191 Unit Lease, Well Nos. 1H & 2H (Flare Permit No. 40485) , Phantom (Wolfcamp) Field, Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002562- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Winghead 56-2-43 Lease, Well No. 2H, and the Golem 56-3-3 Lease, Well No. 1H Pad (Flare Permit No. 40484), Phantom (Wolfcamp) Field, Reeves County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002563- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Haley JE 28-33 Pad - Unit A Lease, Well No. 3H, Unit C Lease, Well Nos. #4H & 5H and Unit B Lease, Well No. #6H (Flare Permit No. 40477), Phantom (Wolfcamp) Field, Loving, County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002564- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Hughes & Talbot 75-26 Lease, Well No. 2H Pad (Flare Permit No. 40479), Phantom (Wolfcamp) Field, Loving, County Texas; District 08.

Oil and Gas Docket No. OG-20-00002565- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code §

3.32), relating to the flaring of gas, for the Queso 34-153 Unit Lease, Well Nos. 1H & 2H Pad (Flare Permit No. 40478, Phantom (Wolfcamp) Field, Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002566- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Raybank 1-44 Lease, Well No. 1H Pad (Flare Permit No. 40480), Phantom (Wolfcamp) Field, Loving County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002567- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Spitfire 29-39 Lease, Well No. 1H Pad (Flare Permit No. 40481), Phantom (Wolfcamp) Field, Loving County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002568- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the War Admiral 28-4 Unit D Lease, Well No. 1H (Flare Permit No. 40482), Phantom (Wolfcamp) Field, Loving County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002569- This hearing is held to consider the application of Anadarko E&P Onshore LLC (020528) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Wheat Trust 1-36 Lease, Well Nos. 3H, 4H & 5H Pads (Flare Permit No. 40483), Phantom (Wolfcamp) Field Ward County, Texas; District 08.

If you have questions regarding this Application, please contact the Applicant's representative, Ana Maria Marsland, at (512) 476-3529. 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.

Pursuant to the Amended COVID-19 Emergency Response Order issued by the Director of the Hearings Division on March 23, 2020, the assigned Administrative Law Judge **MAY ORDER THAT THE MATTER NOTICED HEREIN BE CONDUCTED REMOTELY BY TELEPHONE OR VIDEO CONFERENCE**. Such order will be transmitted to the parties within a reasonable time prior to the matter noticed herein and will specify procedures for the pre-filing of evidence and participation in the hearing. If the persons noticed herein know of any reason or reasons why this matter must be held in person, please submit a written response to the Hearings Division **within 10 days of the date of this notice**.

Additionally, it is required that the enclosed Notice of Intent to Appear (or a copy thereof) be filed by each party for this case not later than five days prior to the matter noticed herein. Failure to do so by the applicant or complainant **may lead to the hearing being canceled**. In protested matters, failure by a protestant to timely file a Notice of Intent to Appear **may result in dismissal of the protest**.

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 Joint Notice of Hearing in Oil and Gas Docket No. **OG-20-00002556 - OG-20-00002569** 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:

ANADARKO E & P ONSHORE, LLC
5 GREENWAY PLAZA, STE 110
ATTN: KELLEY MONTGOMERY
HOUSTON, TX 77046

ANADARKO PETROLEUM CORPORATION
P. O. BOX 1330
ATTN: FRANK A DAVIS
HOUSTON, TX 77251-1330

299 PRODUCTION LLC
P. O. BOX 472
JUDSON, TX 75660

ABRAXAS PETROLEUM CORPORATION
18803 MEISNER DRIVE
SAN ANTONIO, TX 78258

ADVANCE ENERGY PARTNERS LLC
11490 WESTHEIMER RD., SUITE 950
HOUSTON, TX 77077

AMEREDEV, LLC
BUILDING 1, SUITE 275
5707 SOUTHWEST PARKWAY
AUSTIN, TX 78735

AMEREDEV OPERATING, LLC
BUILDING 1, SUITE 275
5707 SOUTHWEST PARKWAY
AUSTIN, TX 78735

AMTEX ENERGY INC
P. O. BOX 3418
MIDLAND, TX 79702

APACHE CORPORATION
2000 POST OAK BLVD., NO. 100
HOUSTON, TX 77056

APC WATER HOLDINGS 1, LLC
P. O. BOX 1330
ATTN: BERTHA NEFE
HOUSTON, TX 77251-1330

ARRINGTON DAVID H OIL & GAS INC.
P. O. BOX 2071
MIDLAND, TX 79702

ARRINGTON OIL & GAS OPERATING LLC
P. O. BOX 2071
MIDLAND, TX 79702

ARRIS OPERATING COMPANY LLC
950 17TH STREET, SUITE 1050
DENVER, CO 80202

ATLANTIC EXPLORATION LLC
400 W ILLINOIS AVE., SUITE 1601
MIDLAND, TX 79701

ATLANTIC OPERATING INC.
P. O. BOX 3759
MIDLAND, TX 79702

BC OPERATING INC.
P. O. BOX 50820
MIDLAND, TX 79710

BEACON E&P RESOURCES, LLC
1600 BROADWAY, SUITE 1800
DENVER, CO 80202

BHP BILLITON PETROLEUM (TX GATH) LLC
1700 PLATTE STREET, SUITE 150
DENVER, CO 80202

BHP BILLITON PETROLEUM (TXLA OP) COMPANY
1500 POST OAK BLVD
HOUSTON, TX 77056

BLUESTONE NATURAL RES II LLC
WILLIAMS CENTER TOWER II
TWO WEST 2ND ST, STE 1700
TULSA, OK 74103

BOYD D K OIL & GAS COMPANY INC.
P. O. BOX 11351
MIDLAND, TX 79702

BOYKIN ENERGY LLC
1100 MACON STREET
FT WORTH, TX 76102

BPX OPERATING CO
1700 PLATTE STREET
DENVER, CO 80202

BRIGHAM RESOURCES OPERATING LLC
5914 W COURTYARD, SUITE 200
AUSTIN, TX 78730

BTA OIL PRODUCERS LLC
104 S PECOS
MIDLAND, TX 79701

CALLON PETROLEUM OPERATING CO
P. O. BOX 1287
NATCHEZ, MS 39121

CAPROCK FIELD SERVICES LLC
5810 WILSON ROAD, SUITE 100
HUMBLE, TX 77396

CARRIZO (PERMIAN) LLC
500 DALLAS ST., SUITE 2300
HOUSTON, TX 77002

CENTENNIAL RESOURCE PROD LLC
1001 17TH ST., SUITE 1800
DENVER, CO 80202

CHESAPEAKE OPERATING INC
P. O. BOX 18496
ATTN: REGULATORY COMPLIANCE
OKLAHOMA CITY, OK 73154-8496

CHEVRON MIDCONTINENT LIMITED
PARTNERSHIP
6301 DEAUVILLE BLVD
MIDLAND, TX 79706

CHEVRON U S A INCORPORATED
6301 DEAUVILLE BLVD
MIDLAND, TX 79706

CIMAREX ENERGY CO OF COLORADO
202 S CHEYENNE AVE, STE 1000
ATTN: TERRI STATHEM
TULSA, OK 74103

CIMAREX ENERGY CO
202 S CHEYENNE AVE, STE 1000
ATTN: GENE HOLLAWAY
TULSA, OK 74103

CLAYTON PETROLEUM CORPORATION
P. O. BOX 1491
MIDLAND, TX 79702-1491

CLAYTON WILLIAMS ENERGY INCORPORATED
1001 NOBLE ENERGY WAY
HOUSTON, TX 77070

COG OPERATING LLC
600 W ILLINOIS AVE
1 CC
MIDLAND, TX 79701

COLGATE OPERATING LLC
306 W WALL STREET, SUITE 500
MIDLAND TX 79701

CONOCOPHILLIPS COMPANY
600 N DAIRY ASHFORD
ATTN: AMY JOHNSON EC3 10 W286
HOUSTON, TX 77079

CPX II OPERATING LLC
7850 COLLIN MCKINNEY PARKWAY, SUITE 202
MCKINNEY, TX 75070

CROSSING ROCKS ENERGY LLC
301 COMMERCE STREET, SUITE 2001
FT WORTH, TX 76102

DBM WATER SERVICES LLC
P. O. BOX 1330
ATTN: BERTHA NEFE
HOUSTON, TX 77251-1330

DEVON ENERGY PRODUCTION COMPANY L P
333 WEST SHERIDAN AVE.
OKLAHOMA CITY, OK 73102-5010

DIAMONDBACK EXPLORATION & PROD LLC
500 W TEXAS AVENUE, SUITE 1200
MIDLAND, TX 79701-4203

DOUBLE EAGLE OPERATING LLC
P. O. BOX 2508
FT WORTH, TX 76113

EAGLE OIL & GAS COMPANY
5950 BERKSHIRE LANE, SUITE 1100
DALLAS, TX 75225-5854

EAGLE ROCK OPERATING CO LLC
P. O. BOX 2968
ATTN: MONA C WARE
HOUSTON, TX 77252-2968

ELEVATION RESOURCES LLC
200 N LORAIN, SUITE 1010
MIDLAND, TX 79701

ENCORE PERMIAN OPERATING LLC
P. O. BOX 1113
MIDLAND, TX 79702
ENDEAVOR ENERGY RESOURCES LP
110 N MARIENFELD ST., SUITE 200
MIDLAND, TX 79701

ENERGEN RESOURCES CORPORATION
3510 N A STREET, BLDGS A & B
MIDLAND, TX 79705

EOG RESOURCES INC.
P. O. BOX 4362
ATTN: TIM VOGLER
HOUSTON, TX 77210-4362

EXL PETROLEUM OPERATING INC
6 DESTA DRIVE, SUITE 2800
MIDLAND, TX 79705

FELIX ENERGY HOLDINGS II LLC
1530 16TH ST., SUITE 500
DENVER, CO 80202

FELIX WATER LLC
1530 16TH ST., SUITE 500
DENVER, CO 80202

FINLEY RESOURCES INC.
P. O. BOX 2200
FT WORTH, TX 76113

FOUNDERS OIL & GAS OPERATING LLC
1341 HORTON CIRCLE
ARLINGTON, TX 76011

HALCON OPERATING CO INC
1000 LOUISIANA, SUITE 6700
ATTN: JESSICA HIGH
HOUSTON, TX 77002

HEADINGTON ENERGY PARTNERS LLC
1700 N REDBUD BLVD., SUITE 400
MCKINNEY, TX 75069

HEXP OPERATING LLC
113 CORPORATE DRIVE
MIDLAND, TX 79705

HIGH ROLLER WELLS LLC
1008 SOUTHVIEW CIRCLE
CENTER, TX 75935

HILLSTONE PERMIAN HAMILTON LLC
1515 WAZEE STREET, SUITE 300
DENVER, CO 80202

HNG OIL COMPANY
BOX 2267
MIDLAND, TX 79701

IMPETRO OPERATING LLC
300 E SONTERRA BLVD., SUITE 1220
SAN ANTONIO, TX 78258

JAGGED PEAK ENERGY LLC
1401 LAWRENCE ST., SUITE 1800
DENVER, CO 80202

JETTA OPERATING COMPANY INC
640 TAYLOR ST, SUITE 2400
FROST TOWER FORT WORTH
FT WORTH, TX 76102

LUXE OPERATING LLC
BLDG 5, SUITE 150
6500 RIVER PLACE BLVD
AUSTIN, TX 79730

M.A.C. RESOURCES INC
P. O. BOX 19
BARSTOW, TX 79719

MANTI TARKA PERMIAN OPERATING LLC
TWO RIVERWAY, SUITE 1100
HOUSTON, TX 77056

MATADOR PRODUCTION COMPANY
ONE LINCOLN CENTRE
5400 LBJ FREEWAY, SUITE 1500
DALLAS, TX 75240

MDC TEXAS OPERATOR LLC
24 SMITH ROAD, SUITE 501A
MIDLAND, TX 79705

MESQUITE SWD INCORPORATED
P. O. BOX 1479
CARLSBAD, NM 88221-1479

MEWBOURNE OIL COMPANY
BOX 7698
TYLER, TX 75711

MUSTANG SWD OPERATING LLC
5910 N CENTRAL EXPRESSWAY, SUITE 270
DALLAS, TX 75206

NGL WATER SOLUTIONS PERMIAN LLC
1509 W WALL STREET, SUITE 306
MIDLAND, TX 79701

NOBLE ENERGY INC
1001 NOBLE ENERGY WAY
HOUSTON, TX 77070

OASIS PETROLEUM PERMIAN LLC
1001 FANNIN STREET, SUITE 1500
HOUSTON, TX 77002

OCCIDENTAL PERMIAN LIMITED
P. O. BOX 4294
ATTN: KELLEY MONTGOMERY
HOUSTON, TX 77210

OGX OPERATING LLC
P. O. BOX 2064
MIDLAND, TX 79702

OLIFANT ENERGY LLC
15 W 16TH STREET, SUITE 2200
TULSA, OK 74119

OXY USA INC
5 GREENWAY PLAZA, SUITE 110
HOUSTON, TX 77046

OXY USA WTP LP
P. O. BOX 4294
ATTN: KELLEY MONTGOMERY
HOUSTON, TX 77210

PA PROSPECT LLC
P. O. BOX 785
COLUMBUS, MT 59019

PANTHER EXPLORATION LLC
6100 S YALE, SUITE 600
TULSA, OK 74136

PARSLEY ENERGY OPERATIONS LLC
303 COLORADO, SUITE 3000
AUSTIN, TX 78701

PDC ENERGY INC
1775 SHERMAN ST., SUITE 3000
DENVER, CO 80203

PETROHAWK OPERATING COMPANY
1360 POST OAK BLVD, SUITE 150
REGULATORY DEPARTMENT
HOUSTON, TX 77056

POINT ENERGY PARTNERS PETRO LLC
300 THROCKMORTON STREET, SUITE 620
FORT WORTH, TX 76102

PRIMEXX OPERATING CORPORATION
4849 GREENVILLE AVE., SUITE 1600
DALLAS, TX 75206

PROREX ENERGY LLC
P. O. BOX 921
KILGORE, TX 75663

PROVIDENCE OPERATING LLC
16400 NORTH DALLAS PKWY, SUITE 400
DALLAS, TX, 75248

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

RED WILLOW PRODUCTION LLC
P. O. BOX 369
IGNACIO, CO 81137

REPUBLIC EES LLC
10613 WEST SAM HOUSTON PKWY N
SUITE 300
HOUSTON, TX 77064

RESOLUTE NATURAL RESOURCES CO LLC
1700 LINCOLN STREET, SUITE 2800
DENVER, CO 80203-4535

RIO OIL & GAS PERMIAN II LLC
3 WATERWAY SQUARE PLACE, SUITE 500
THE WOODLANDS, TX 77380

RKI EXPLORATION & PRODUCTION LLC
3500 ONE WILLIAMS CENTER MD 35
TULSA, OK 74172

ROSEHILL OPERATING COMPANY LLC
16200 PARK ROW, SUITE 300
HOUSTON, TX 77084

ROSETTA RESOURCES OPERATING LP
1001 NOBLE ENERGY WAY
HOUSTON, TX 77070

RSP PERMIAN LLC
3141 HOOD ST., SUITE 500
DALLAS, TX 75219-5020

SAN GABRIEL RESOURCES LLC
401 CONGRESS AVE., SUITE 2900
MIDLAND, TX 79701

SEGURO OIL & GAS LLC
P. O. BOX 3176
MIDLAND, TX 79702

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

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

SILVER HILL ENERGY PARTNERS LLC
3141 HOOD ST., SUITE 500
DALLAS, TX 75219-2700

SILVERBACK OPERATING LLC
19707 IH 10 W., SUITE 201
SAN ANTONIO, TX 78257

SIMATA ENERGY LLC
P. O. BOX 8303
MIDLAND, TX 79708

SOLARIS WATER MIDSTREAM LLC
907 TRADEWINDS BLVD., SUITE B
MIDLAND, TX 79706

STABLE LAND RESOURCES LLC
600 N MARIENFELD STREET, SUITE 910
MIDLAND, TX 79701

SUNDOWN PERMIAN LP
16400 DALLAS PARKWAY, SUITE 100
DALLAS, TX 75248

TALL CITY BRINE LLC
203 W WALL STREET, SUITE 700
MIDLAND, TX 79701

TALL CITY OPERATIONS III LLC
P. O. BOX 10729
MIDLAND, TX 79702

TITUS OIL & GAS PRODUCTION LLC
100 THROCKMORTON STREET, SUITE 1630
FORT WORTH, TX 76102

U. S. ENERGY DEVELOPMENT CORP
1521 N COOPER STREET, SUITE 400
ARLINGTON, TX 76011

UPCURVE ENERGY LLC
15021 KATY FREEWAY, SUITE 620
HOUSTON, TX 77094

VANGUARD OPERATING LLC
5847 SAN FELIPE, SUITE 3000
HOUSTON, TX 77057

VELOCITY WATER SOLUTIONS LP
100 CONGRESS AVENUE, SUITE 2000
AUSTIN, TX 78701

WATERBRIDGE TEXAS OPERATING LLC
840 GESSNER, SUITE 100
HOUSTON, TX 77024

WPX ENERGY PERMIAN LLC
3500 ONE WILLIAMS CENTER MD-35
TULSA, OK 74172

WPX ENERGY PRODUCTION LLC
P. O. BOX 3102
TULSA, OK 74101

XTO ENERGY INCORPORATED
810 HOUSTON STREET
ATTN: ALAN CODY
FT WORTH, TX 76102

ANA MARIA MARSLAND
FOR ANADARKO E&P ONSHORE LLC
OSBORN, MARSLAND & HARGROVE
515 CONGRESS AVENUE, SUITE 2450
AUSTIN, TX 78755-3530

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 **11th** day of **May** 2020.

Joseph Menefe

Paralegal, 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: ANADARKO E&P ONSHORE LLC (020528)
CASE/DOCKET NO.: OG-20-00002556 - OG-20-00002569
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 elect 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-20-00003027	§ APPLICATION OF MAGNOLIA OIL & GAS OPERATING § LLC (521544) FOR AN EXCEPTION TO STATEWIDE § RULE 32 FOR THE MUMFORD UNIT (11114) AND THE § CANDLEBOX UNIT (11134) LEASES, EAGLEVILLE § (EAGLE FORD-2) AND SUGARKANE (AUSTIN § CHALK) FIELDS, KARNES COUNTY, TEXAS; DISTRICT 02
Oil and Gas Docket No. OG-20-00003028	§ APPLICATION OF MAGNOLIA OIL & GAS OPERATING § LLC (521544) FOR AN EXCEPTION TO STATEWIDE § RULE 32 FOR THE RADIOHEAD AC UNIT (11411), § THE RADIOHEAD EF UNIT (11402) AND THE § DEFTONES AC UNIT (11421) LEASES, EAGLEVILLE § (EAGLE FORD-2) AND SUGARKANE (AUSTIN § CHALK) FIELDS, KARNES COUNTY, TEXAS; DISTRICT 02
Oil and Gas Docket No. OG-20-00003029	§ § APPLICATION OF MAGNOLIA OIL & GAS OPERATING § LLC (521544) FOR AN EXCEPTION TO STATEWIDE § RULE 32 FOR THE HILLSONG UNIT (11594) AND THE § BECK UNIT (11603) LEASES, EAGLEVILLE (EAGLE § FORD-2) AND SUGARKANE (AUSTIN CHALK) § FIELDS, KARNES COUNTY, TEXAS; DISTRICT 02
Oil and Gas Docket No. OG-20-00003030	§ APPLICATION OF MAGNOLIA OIL & GAS OPERATING § LLC (521544) FOR AN EXCEPTION TO STATEWIDE § RULE 32 FOR THE FOO CONGREGATION UNIT § (11494), THE FOO EVERLONG UNIT (11556) AND THE § CHEVELLE UNIT (11508) LEASES, EAGLEVILLE § (EAGLE FORD-2) AND SUGARKANE (AUSTIN § CHALK) FIELDS, KARNES COUNTY, TEXAS; § DISTRICT 02
Oil and Gas Docket No. OG-20-00003031	§ APPLICATION OF MAGNOLIA OIL & GAS OPERATING § LLC (521544) FOR AN EXCEPTION TO STATEWIDE § RULE 32 FOR THE MIKA (11478) LEASE, § SUGARKANE (AUSTIN CHALK) FIELDS, KARNES COUNTY, TEXAS; DISTRICT 02
Oil and Gas Docket No. OG-20-00003032	§ APPLICATION OF MAGNOLIA OIL & GAS OPERATING § LLC (521544) FOR AN EXCEPTION TO STATEWIDE § RULE 32 FOR THE STP UNIT (11666) LEASE, § EAGLEVILLE (EAGLE FORD-2) FIELD, KARNES § COUNTY, TEXAS; DISTRICT 02
Oil and Gas Docket No. OG-20-00003033	§ APPLICATION OF MAGNOLIA OIL & GAS OPERATING § LLC (521544) FOR AN EXCEPTION TO STATEWIDE § RULE 32 FOR THE SWITCHFOOT UNIT (11707) § LEASE, SUGARKANE (AUSTIN CHALK) FIELDS, § KARNES COUNTY, TEXAS; DISTRICT 02

Oil and Gas Docket No. OG-20-00003034	§ APPLICATION OF MAGNOLIA OIL & GAS OPERATING
	§ LLC (521544) FOR AN EXCEPTION TO STATEWIDE
	§ RULE 32 FOR THE WEEZER UNIT (11750) AND THE
	§ INCUBUS UNIT (11762) LEASES, EAGLEVILLE
	§ (EAGLE FORD-2) AND SUGARKANE (AUSTIN
	§ CHALK) FIELDS, KARNES COUNTY, TEXAS;
May 11, 2020	§ DISTRICT 02

JOINT 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 Tuesday, June 2, 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

Oil and Gas Docket No. OG-20-00003027- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Mumford Unit (11114) and the Candlebox Unit (11134) Leases, Eagleville (Eagle Ford-2) and Sugarkane (Austin Chalk) Fields, Karnes County, Texas; District 02

Oil and Gas Docket No. OG-20-00003028- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception To Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas for the Radiohead AC Unit (11411) Lease, The Radiohead EF Unit (11402) and the Deftones AC Unit (11421) Leases, Eagleville (Eagle Ford-2) and Sugarkane (Austin Chalk) Fields, Karnes County, Texas; District 02

Oil and Gas Docket No. OG-20-00003029- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception To Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas for the Hillsong Unit (11594) and the Beck Unit (11603) Leases, Eagleville (Eagle Ford-2) And Sugarkane (Austin Chalk) Fields, Karnes County, Texas; District 02

Oil and Gas Docket No. OG-20-00003030- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception To Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas for the Foo Congregation Unit (11494), the Foo Everlong Unit (11556) and the Chevelle Unit (11508) Leases, Eagleville (Eagle Ford-2) and Sugarkane (Austin Chalk) Fields, Karnes County, Texas; District 02

Oil and Gas Docket No. OG-20-00003031- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception To Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas for the Mika (11478) Lease, Sugarkane (Austin Chalk) Fields, Karnes County, Texas; District 02

Oil and Gas Docket No. OG-20-00003032- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception To Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas for the STP Unit (11666) Lease, Eagleville (Eagle Ford-2) Field, Karnes County, Texas; District 02

Oil and Gas Docket No. OG-20-00003033- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception To Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas for the Switchfoot Unit (11707) Lease, Sugarkane (Austin Chalk) Fields, Karnes County, Texas; District 02

Oil and Gas Docket No. OG-20-00003034- This hearing is held to consider the application of Magnolia Oil & Gas Operating LLC (521544) for an Exception To Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas for the Weezer Unit (11750) and the Incubus Unit (11762) Leases , Eagleville (Eagle Ford-2) and Sugarkane (Austin Chalk) Fields, Karnes County, Texas; District 02

If you have questions regarding this Application, please contact the Applicant's representative, James Clark, at (512) 415-4191. 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.

Pursuant to the Amended COVID-19 Emergency Response Order issued by the Director of the Hearings Division on March 23, 2020, the assigned Administrative Law Judge **MAY ORDER THAT THE MATTER NOTICED HEREIN BE CONDUCTED REMOTELY BY TELEPHONE OR VIDEO CONFERENCE**. Such order will be transmitted to the parties within a reasonable time prior to the matter noticed herein and will specify procedures for the pre-filing of evidence and participation in the hearing. If the persons noticed herein know of any reason or reasons why this matter must be held in person, please submit a written response to the Hearings Division **within 10 days of the date of this notice**.

Additionally, it is required that the enclosed Notice of Intent to Appear (or a copy thereof) be filed by each party for this case not later than five days prior to the matter noticed herein. Failure to do so by the applicant or complainant **may lead to the hearing being canceled**. In protested matters, failure by a protestant to timely file a Notice of Intent to Appear **may result in dismissal of the protest**.

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 Joint Notice of Hearing in Oil and Gas Docket No. **OG-20-00003027 - OG-20-00003034** 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:

MAGNOLIA OIL & GAS OPERATING LLC
ATTN REGULATORY COMPLIANCE
NINE GREENWAY PLAZA SUITE 1300
HOUSTON, TX 77046

1776 ENERGY OPERATORS, LLC
20445 STATE HIGHWAY 249 NO 450
HOUSTON, TX 77070

MURPHY EXPL. & PROD. CO.-USA
ATTN: BRENT SONNIER
9805 KATY FREEWAY STE G200
HOUSTON, TX 77024

OVINTIV USA INC.
370 17TH STREET STE. 1700
DENVER, CO 80202

BPX OPERATING COMPANY
1700 PLATTE ST
DENVER, CO 80202

EOG RESOURCES, INC.
ATTN: TIM VOGLER
P.O. BOX 4362
HOUSTON, TX 77210-4362

TIDAL PETROLEUM, INC.
5501 MID CITIES PARKWAY STE. 200
SCHERTZ, TX 78154

MARATHON OIL EF LLC
5555 SAN FELIPE ST RM 3510
HOUSTON, TX 77056

JAMES M. CLARK, P.E.
WELLINGTON CONSULTING, LLC
1805 PALMWOOD COVE
AUSTIN, TX 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 **11th** day of **May** 2020.

Joseph Menefe

Paralegal, 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: MAGNOLIA OIL & GAS OPERATING LLC (521544)
CASE/DOCKET NO.: OG-20-00003027 - OG-20-00003034
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-20-00002065	§	APPLICATION OF TAB ECTOR LLC (834252)
	§	PURSUANT TO STATEWIDE RULE 46 FOR A
Tracking No. 51051	§	COMMERCIAL PERMIT TO INJECT FLUID INTO A
	§	RESERVOIR PRODUCTIVE OF OIL OR GAS FOR
	§	THE TAB S19 LEASE, WELL NO. 1, COYANOSA, N.
May 12, 2020	§	(DELAWARE) FIELD, PECOS 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 **9:00 a.m. on Wednesday, May 27, 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 Tab Ector LLC for a commercial permit to dispose of oil and gas waste by injection for the Tab S19 Lease, Well No. 1, Coyanosa, N. (Delaware) Field, in Pecos County, Texas, pursuant to 16 Tex. Admin. Code § 3.46. If granted, the permit will allow injection into a porous formation productive of oil or gas. The proposed location is approximately 4.5 miles south of Coyanosa, Texas. The application seeks authority to inject a maximum volume of 20,000 barrels per day of salt water, frac water, and other non-hazardous oil and gas waste into the subsurface depth interval from 4,830 to 7,358 feet within the Delaware formation.

One or more seismic events have been recorded within the Area of Investigation (AOI), a circular area 100 square miles around this well.

If you have questions regarding this Application, please contact the Applicant's representative, George Neale, at (512) 477-1976. 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.

Pursuant to the Amended COVID-19 Emergency Response Order issued by the Director of the Hearings Division on March 23, 2020, the assigned Administrative Law Judge **MAY ORDER THAT THE MATTER NOTICED HEREIN BE CONDUCTED REMOTELY BY TELEPHONE OR VIDEO CONFERENCE**. Such order will be transmitted to the parties within a reasonable time prior to the matter noticed herein and will specify procedures for the pre-filing of evidence and participation in the hearing. If the persons noticed herein know of any reason or reasons why this matter must be held in person, please submit a written response to the Hearings Division **within 10 days of the date of this notice**.

Additionally, it is required that the enclosed Notice of Intent to Appear (or a copy thereof) be filed by each party for this case not later than five days prior to the matter noticed herein. Failure to do so by the applicant or complainant **may lead to the hearing being canceled**. In protested matters, failure by a protestant to timely file a Notice of Intent to Appear **may result in dismissal of the protest**.

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-20-00002065** 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:

TAB ECTOR LLC
PO BOX 87
COYANOSA TX 79730

DOUGLAS WILDE
WILDE JOHN FAMILY TRUST
3134 OLD EOLA ROAD
SAN ANGELO, TX 79730

ANA MARIA MARSLAND
FOR PRI OPERATING LLC
515 CONGRESS AVE. STE 2450
AUSTIN TX 78701

BRENT BRADEN
6804 E COUNTY RD 102
MIDLAND TX 79706

HILLARIO CASTANEDA
PO BOX 184
COYANOSA TX 76905

DENNIS BRADEN
PO BOX 146
COYANOSA TX 79730

MANDUJANO BROS
PO BOX 87
COYANOSA TX 79730

LIZ CHAPMAN
PECOS COUNTY CLERK
200 S. NELSON
FORT STOCKTON, TX 79735

GEORGE NEALE
FOR TAB ECTOR LLC
PO BOX 1945
AUSTIN TX 78767

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 **12th** day of **May**, 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: TAB ECTOR LLC (834252)
CASE/DOCKET NO.: OG-20-00002065
STATUS NO.: 51051

_____, 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-20-00002449	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE WILSON 184-185 UNIT LEASE, FLARE PERMIT § NO. 40509, PHANTOM (WOLFCAMP) FIELD, WARD § COUNTY, TEXAS; DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002450	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE ALYSE 51 UNIT LEASE, FLARE PERMIT NO. § 41748, PHANTOM (WOLFCAMP) FIELD, WARD § COUNTY, TEXAS; DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002451	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE DAVIS 201-200-199 UNIT LEASE, FLARE § PERMIT NO. 41939, PHANTOM (WOLFCAMP) FIELD, § WARD COUNTY, TEXAS; DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002452	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE BULLEIT 12-15-16W UNIT LEASE, PHANTOM § (WOLFCAMP) FIELD, WARD COUNTY, TEXAS; § DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002453	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE EVAN WILLIAMS 23-13W UNIT LEASE, § PHANTOM (WOLFCAMP) FIELD, WARD COUNTY, § TEXAS; DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002454	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE BROOKE 184-185 UNIT LEASE, FLARE PERMIT § NO. 40510, PHANTOM (WOLFCAMP) FIELD, WARD § COUNTY, TEXAS; DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002455	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE GEORGE T STAGG 5-2 UNIT LEASE, FLARE § PERMIT NO. 41054, PHANTOM (WOLFCAMP) FIELD, § WARD COUNTY, TEXAS; DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002456	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE KNOB CREEK 12-11 UNIT LEASE, FLARE § PERMIT NO. 41055, PHANTOM (WOLFCAMP) FIELD, § WARD COUNTY, TEXAS; DISTRICT 08 §
Oil and Gas Docket No. OG-20-00002457	§ APPLICATION OF LUXE OPERATING LLC (511772) § FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR § THE BLACK MAPLE HILL STATE 12 UNIT LEASE, § FLARE PERMIT NO. 42870, PHANTOM (WOLFCAMP) § FIELD, WARD COUNTY, TEXAS; DISTRICT 08 § § §

Oil and Gas Docket No. OG-20-00002458	§	APPLICATION OF LUXE OPERATING LLC (511772)
	§	FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR
	§	THE MARY GRACE 201-202 UNIT LEASE, FLARE
	§	PERMIT NO. 42869, PHANTOM (WOLFCAMP) FIELD,
	§	WARD COUNTY, TEXAS; DISTRICT 08
Oil and Gas Docket No. OG-20-00002459	§	APPLICATION OF LUXE OPERATING LLC (511772)
	§	FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR
	§	THE JAKE 201-200 UNIT LEASE, FLARE PERMIT NO.
	§	41938, PHANTOM (WOLFCAMP) FIELD, WARD
	§	COUNTY, TEXAS; DISTRICT 08
Oil and Gas Docket No. OG-20-00002461	§	APPLICATION OF LUXE OPERATING LLC (511772)
	§	FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR
	§	THE MITCHTERS STATE 21-26-32 UNIT LEASE,
	§	FLARE PERMIT NO. 42973, PHANTOM (WOLFCAMP)
May 12, 2020	§	FIELD, WARD COUNTY, TEXAS; DISTRICT 08

JOINT NOTICE OF HEARING

Date, Location, and Place of Hearing- Notice is hereby given that a public hearing will be held at **9:00 a.m. on Wednesday, May 27, 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

Oil and Gas Docket No. OG-20-00002449- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Wilson 184-185 Unit Lease, Flare Permit No. 40509, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002450- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Alyse 51 Unit Lease, Flare Permit No. 41748, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002451- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Davis 201-200-199 Unit Lease, Flare Permit No. 41939, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002452- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Bulleit 12-15-16W Unit Lease, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002453- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Evan Williams 23-13W Unit Lease, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002454- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Brooke 184-185 Unit Lease, Flare Permit No. 40510, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002455- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the George T. Stagg 5-2 Unit Lease, Flare Permit No. 41054, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002456- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Knob Creek 12-11 Unit Lease, Flare Permit No. 41055, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002457- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Black Maple Hill State 12 Unit Lease, Flare Permit No. 42870, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002458- This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring

of gas, for the Mary Grace 201-202 Unit Lease, Flare Permit No. 44869, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002459 This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Jake 201-200 Unit Lease, Flare Permit No. 41938, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

Oil and Gas Docket No. OG-20-00002461 This hearing is held to consider the application of Luxe Operating LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Mitchters State 21-26-32 Unit Lease, Flare Permit No. 42973, Phantom (Wolfcamp) Field, in Ward County, Texas; District 08.

If you have questions regarding this Application, please contact the Applicant's representative, Kelli Kenney, at (512) 327-8111. 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.

Pursuant to the Amended COVID-19 Emergency Response Order issued by the Director of the Hearings Division on March 23, 2020, the assigned Administrative Law Judge **MAY ORDER THAT THE MATTER NOTICED HEREIN BE CONDUCTED REMOTELY BY TELEPHONE OR VIDEO CONFERENCE**. Such order will be transmitted to the parties within a reasonable time prior to the matter noticed herein and will specify procedures for the pre-filing of evidence and participation in the hearing. If the persons noticed herein know of any reason or reasons why this matter must be held in person, please submit a written response to the Hearings Division **within 10 days of the date of this notice**.

Additionally, it is required that the enclosed Notice of Intent to Appear (or a copy thereof) be filed by each party for this case not later than five days prior to the matter noticed herein. Failure to do so by the applicant or complainant **may lead to the hearing being canceled**. In protested matters, failure by a protestant to timely file a Notice of Intent to Appear **may result in dismissal of the protest**.

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-20-00002449 et al** 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:

LUXE OPERATING LLC
BLDG 5 SUITE 150
6500 RIVER PLACE BLVD
AUSTIN, TX 78730

CARRIZO (PERMIAN) LLC
ATTN REGULATORY
DEPARTMENT
5000 DALLAS ST SUITE 2300
HOUSTON, TX 77002

CENTENNIAL RESOURCE PROD,
LLC
1001 17TH STREET SUITE 1800
DENVER, CO 80202

COG OPERATING LLC
600 W ILLINOIS AVE
MIDLAND, TX 79701

COLGATE OPERATING, LLC
303 W WALL STREET SUITE 700
MIDLAND, TX 79701

MDC TEXAS OPERATOR LLC
24 SMITH RD SUITE 501A
MIDLAND, TX 79705

NOBLE ENERGY INC
1001 NOBLE ENERGY WAY
HOUSTON, TX 77070

OXY USA INC.
ATTN KELLY MONTGOMERY
5 GREENWAY PLAZA SUITE 110
HOUSTON, TX 77046

PDC PERMIAN, INC.
1775 SHERMAN ST. STE 3000
DENVER, CO 80203

UPCURVE ENERGY, LLC
9811 KATY FWY SUITE 975
HOUSTON, TX 77024

WATERBRIDGE TEXAS
OPERATING LLC
840 GESSNER SUITE 100
HOUSTON, TX 77024

XTO ENERGY INC.
ATT LAND MANAGER-LOC115
22777 SPRINGWOODS VILLAGE
PKWY
SPRING, TX 77389

EOG RESOURCES, INC.
1111 BAGBY STREET SKY
LOBBY 2
HOUSTON, TX 77002

TALL CITY OPERATIONS III LLC
PO BOX 10729
MIDLAND, TX 79702

HALCON OPERATING CO., INC.
1000 LOUISIANA ST SUITE 6600
HOUSTON, TX 77002

SHELL WESTERN E&P
PO BOX 576
HOUSTON, TX 77001

JETTA PERMIAN, LP
FROST TOWER FORT WORTH
640 TAYLOR ST SUITE 2400
FORT WORTH, TX 76102

CALLON PETROLEUM
OPERATING CO
20000 W SAM HOUSTON PKWY S
STE 2000
HOUSTON, TX 77042

MCELROY SULLIVAN MILLER &
WEBER LLP
KELLI KENNEY
FOR LUXE OPERATING LLC
PO BOX 12127
AUSTIN TX 78711

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 **12th** day of **May**, 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: LUXE OPERATING LLC (511772)
CASE/DOCKET NO.: OG-20-00002449 ET AL
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-20-00002463	§ APPLICATION OF ANADARKO E&P ONSHORE LLC
	§ (020528) FOR AN EXCEPTION TO STATEWIDE RULE
	§ 32 FOR THE BOB COUCH 3-10 (48397) LEASE, WELL
	§ NO. #1H, SANDBAR (BONE SPRING) FIELD, LOVING,
	§ REEVES, AND WARD COUNTIES, TEXAS; DISTRICT
	§ 08
	§
Oil and Gas Docket No. OG-20-00002464	§ APPLICATION OF ANADARKO E&P ONSHORE LLC
	§ (020528) FOR AN EXCEPTION TO STATEWIDE RULE
	§ 32 FOR THE YELLOWJACKET UL UNIT 19-3 (50764)
	§ LEASE, WELL NO. #12H, SANDBAR (BONE SPRING)
	§ FIELD, LOVING, REEVES, AND WARD COUNTIES,
May 14, 2020	§ TEXAS; DISTRICT 08

JOINT NOTICE OF HEARING

Date, Location, and Place of Hearing- Notice is hereby given that a public hearing will be held at **9:00 a.m. on Friday, May 29, 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

Oil and Gas Docket No. OG-20-00002463- This hearing is held to consider the application of Anadarko E&P Onshore LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Bob Couch 3-10 (48397) Lease, Well No. #1H, Flare Permit No. 40488, Sandbar (Bone Spring) Field, in Loving, Reeves, and Ward Counties, Texas; District 08.

Oil and Gas Docket No. OG-20-00002464- This hearing is held to consider the application of Anadarko E&P Onshore LLC for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Yellowjacket UL Unit (50764) Lease, Well No. #12H, Flare Permit No. 40475, Sandbar (Bone Spring) Field, in Loving, Reeves, and Ward Counties, Texas; District 08.

If you have questions regarding this Application, please contact the Applicant's representative, Ana Maria Marsland, at (512) 476-3529. 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.

Pursuant to the Amended COVID-19 Emergency Response Order issued by the Director of the Hearings Division on March 23, 2020, the assigned Administrative Law Judge **MAY ORDER THAT THE MATTER NOTICED HEREIN BE CONDUCTED REMOTELY BY TELEPHONE OR VIDEO CONFERENCE**. Such order will be transmitted to the parties within a reasonable time prior to the matter noticed herein and will specify procedures for the pre-filing of evidence and participation in the hearing. If the persons noticed herein know of any reason or reasons why this matter must be held in person, please submit a written response to the Hearings Division **within 10 days of the date of this notice**.

Additionally, it is required that the enclosed Notice of Intent to Appear (or a copy thereof) be filed by each party for this case not later than five days prior to the matter noticed herein. Failure to do so by the applicant or complainant **may lead to the hearing being canceled**. In protested matters, failure by a protestant to timely file a Notice of Intent to Appear **may result in dismissal of the protest**.

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-20-00002463 & OG-20-00002464** 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:

ANADARKO E&P ONSHORE LLC
5 GREENWAY PLAZA, SUITE 110
ATTN: KELLEY MONTGOMERY
HOUSTON, TX 77046

ANADARKO PETROLEUM CORP
P. O. BOX 1330
ATTN: BERTHA NEFE
HOUSTON, TX 77251-1330

ABRAXAS PETROLEUM CORP
18803 MEISNER DRIVE
SAN ANTONIO, TX 78258

APACHE CORP
2000 POST OAK BLVD., NO. 100
HOUSTON, TX 77056

APC WATER HOLDINGS 1 LLC
P. O. BOX 1330
ATTN: BERTHA NEFE
HOUSTON, TX 77251-1330

APR OPERATING LLC
400 W ILLINOIS, STE 970
MIDLAND, TX 79701

ARRINGTON OIL & GAS
OPERATING LLC
P. O. BOX 2071
MIDLAND, TX 79702

BOLD OPERATING LLC
1400 WOODLOCH FOREST DR.,
SUITE 300
THE WOODLANDS, TX 77381-1197

BPX OPERATING CO
1700 PLATTE STREET
DENVER, CO 80202

CALLON PETROLEUM
OPERATING CO
2000 W SAM HOUSTON PKWY S
STE 2000
HOUSTON TX 77042

CARRIZO PERMIAN LLC
500 DALLAS ST., SUITE 2300
HOUSTON, TX 77002

CENTENNIAL RESOURCES
1001 17TH ST., SUITE 1800
DENVER, CO 80202

CHAPARRAL ENERGY LLC
701 CEDAR LAKE BLVD.
OKLAHOMA CITY, OK 73114

CHESAPEAKE OPERATING INC.
P. O. BOX 18496
ATTN: REGULATORY COMPLIANCE
OKLAHOMA CITY, OK 73154-8496

CIMAREX ENERGY COMPANY
202 S CHEYENNE AVE., STE. 1000
ATTN: GENE HOLLOWAY
TULSA, OK 74103

COG OPERATING LLC
600 W ILLINOIS AVE. 1 CC
MIDLAND, TX 79701

COLGATE OPERATING LLC
306 W WALL STREET, SUITE 500
MIDLAND, TX 79701

CONOCOPHILLIPS COMPANY
600 N DAIRY ASHFORD
ATTN: AMY JOHNSON
EC3 10 W286
HOUSTON, TX 77079

DACO OPERATING LLC
P. O. BOX 64442
LUBBOCK, TX 79464

DIAMONDBACK EXPLORATION &
PROD LLC
500 W TEXAS AVENUE, SUITE 1200
MIDLAND, TX 79701-4203

ENERGEN RESOURCES CORP
3510 N A STREET, BLDGS A & B
MIDLAND, TX 79705

EOG RESOURCES INC.
P. O. BOX 4362
ATTN: TIM VOGLER
HOUSTON, TX 77210-4362

HIGH ROLLER WELLS LLC
1008 SOUTHVIEW CIRCLE
CENTER, TX 75935

HILLSTONE DACO PERMIAN LLC
C/O HILLSTONE EN PT LLC LEGAL
1515 WAZEE ST., STE 300
DENVER, CO 80202

HILLSTONE PERMIAN PIPELINE
LLC
1515 WAZEE STREET, SUITE 300
DENVER, CO 80202

JAGGED PEAK ENERGY LLC
1401 LAWRENCE ST., SUITE 1800
DENVER, CO 80202

LUXE OPERATING LLC
BLDG 5, SUITE 150
6500 RIVER PLACE BLVD
AUSTIN, TX 79730

MATADOR PRODUCTION
COMPANY
ONE LINCOLN CENTRE
5400 LBJ FREEWAY, SUITE 1500
DALLAS, TX 75240

MEWBOURNE OIL CO
BOX 7698
TYLER, TX 75711

NGL WATER SOLUTIONS
PERMIAN LLC
1509 W WALL STREET, SUITE 306
MIDLAND, TX 79701

OWL SWD OPERATING LLC
8201 PRESTON RD., SUITE 520
DALLAS TX 75225

OXY USA INC
5 GREENWAY PLAZA, SUITE 110
HOUSTON, TX 77046

PARSLEY ENERGY
OPERATIONS LLC
303 COLORADO SUITE 3000
AUSTIN, TX 78701

PRI OPERATING LLC
110 WEST LOUISIANA, SUITE 500
MIDLAND, TX 79701

RKI EXPLORATION &
PRODUCTION LLC
3500 ONE WILLIAMS CENTER MD
35
TULSA, OK 74172

ROSEHILL OPERATING COMPANY
LLC
16200 PARK ROW, SUITE 300
HOUSTON, TX 77084

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

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

SILVER HILL ENERGY PARTNERS
LLC
3141 HOOD ST., SUITE 500
DALLAS, TX 75219-2700

TEMA OIL & GAS COMPANY
16200 PARK ROW, SUITE 300
HOUSTON, TX 77084-5108

WPX ENERGY PERMIAN LLC
3500 ONE WILLIAMS CENTER MD-
35
TULSA, OK 74172

WPX ENERGY PRODUCTION LLC
P. O. BOX 3102
TULSA, OK 74101

ANA MARIA MARSLAND
FOR ANADARKO E&P ONSHORE
LLC
515 CONGRESS AVE STE 2450
AUSTIN TX 78701

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 **14th** day of **May**, 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: ANADARKO E&P ONSHORE LLC (020528)
CASE/DOCKET NO.: OG-20-00002463 & 2464
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-20-00002536	§ APPLICATION OF WALSH PETROLEUM, INC. (894720)
	§ FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR
	§ THE SAWYER 576 (70617) LEASE, BRAHANEY FIELD,
	§ YOAKUM COUNTY, TEXAS; DISTRICT 8A
	§
Oil and Gas Docket No. OG-20-00002537	§ APPLICATION OF WALSH PETROLEUM, INC. (894720)
	§ FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR
	§ THE DAVIS 578 603 (70641) LEASE, BRAHANEY
	§ FIELD, YOAKUM COUNTY, TEXAS; DISTRICT 8A
	§
Oil and Gas Docket No. OG-20-00002538	§ APPLICATION OF WALSH PETROLEUM, INC. (894720)
	§ FOR AN EXCEPTION TO STATEWIDE RULE 32 FOR
	§ THE THELMA NELSON (70609) LEASE, BRAHANEY
May 14, 2020	§ FIELD, YOAKUM COUNTY, TEXAS; DISTRICT 8A

JOINT 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 Thursday, May 28, 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

Oil and Gas Docket No. OG-20-00002536- This hearing is held to consider the application of Walsh Petroleum, Inc. for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Sawyer 576 (70617) Lease, Flare Permit No. 30797, Brahaney Field, Yoakum County, Texas; District 8A.

Oil and Gas Docket No. OG-20-00002537- This hearing is held to consider the application of Walsh Petroleum, Inc. for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Davis 578 603 (70641) Lease, Flare Permit No. 30798, Brahaney Field, Yoakum County, Texas; District 8A.

Oil and Gas Docket No. OG-20-00002538- This hearing is held to consider the application of Walsh Petroleum, Inc. for an Exception to Statewide Rule 32 (16 Tex. Admin. Code § 3.32), relating to the flaring of gas, for the Thelma Nelson (70609) Lease, Flare Permit No. 30799, Brahaney Field, Yoakum County, Texas; District 8A.

If you have questions regarding this Application, please contact the Applicant's representative, Barry Hagemann, at (512) 480-9600. 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.

Pursuant to the Amended COVID-19 Emergency Response Order issued by the Director of the Hearings Division on March 23, 2020, the assigned Administrative Law Judge **MAY ORDER THAT THE MATTER NOTICED HEREIN BE CONDUCTED REMOTELY BY TELEPHONE OR VIDEO CONFERENCE**. Such order will be transmitted to the parties within a reasonable time prior to the matter noticed herein and will specify procedures for the pre-filing of evidence and participation in the hearing. If the persons noticed herein know of any reason or reasons why this matter must be held in person, please submit a written response to the Hearings Division **within 10 days of the date of this notice**.

Additionally, it is required that the enclosed Notice of Intent to Appear (or a copy thereof) be filed by each party for this case not later than five days prior to the matter noticed herein. Failure to do so by the applicant or complainant **may lead to the hearing being canceled**. In protested matters, failure by a protestant to timely file a Notice of Intent to Appear **may result in dismissal of the protest**.

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-20-00002536, 2537, & 2538** 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:

WALSH PETROLEUM, INC.
ATTN MARTHA FINLEY
PO BOX 3528
MIDLAND TX 79702

BARRY HAGEMANN
FOR WALSH PETROLEUM, INC.
1301 NUECES ST STE 102
AUSTIN TX 78701

APACHE CORPORATION
ATTN ELAINE RUEDA
2000 POST OAK BLVD STE 100
HOUSTON TX 77056

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

THOMPSON, J. CLEO
325 N SAINT PAUL STE 4300
DALLAS TX 75201

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

RILEY PERMIAN OPERATING CO, LLC
29 E RENO AVE STE 500
OKLAHOMA CITY OK 73104

OLIN MACNAMARA
GEOLOGIST
FIELD OPERATIONS
RRC - AUSTIN
Via Intra-Agency Email

RILEY EXPLORATION OPG CO, LLC
2008 NORTH COUNCIL
BLANCHARD OK 72010

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

On this the **14th** day of **May**, 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: WALSH PETROLEUM, INC. (894720)
CASE/DOCKET NO.: OG-20-00002536, 2537, & 2538
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. 06-0326620	§ APPLICATION OF KUDU MIDSTREAM LLC (478441)
	§ PURSUANT TO STATEWIDE RULE 9 AND 36 FOR A
	§ PERMIT TO DISPOSE OF OIL AND GAS WASTE
	§ INCLUDING H2S BY INJECTION INTO A POROUS
	§ FORMATION NOT PRODUCTIVE OF OIL OR GAS FOR
	§ THE MARTINSVILLE AGI LEASE, MARTINSVILLE (TRAVIS
	§ PEAK) FIELD, NACOGDOCHES COUNTY, TEXAS;
	§ DISTRICT 06
Oil and Gas Docket No. 06-0326602	§ APPLICATION OF KUDU MIDSTREAM LLC (478441) FOR
	§ APPROVAL OF A NEW FIELD DESIGNATION FOR THE
	§ MARTINSVILLE (RODESSA H2S DISPOSAL) FIELD AND
	§ AS A H2S DISPOSAL FIELD, NACOGDOCHES COUNTY,
May 14, 2020	§ TEXAS; DISTRICT 06

NOTICE OF JOINT HEARING

Date, Location, and Place of Hearing- Notice is hereby given that a public hearing will be held at **9:00 a.m. on Friday, May 29, 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

Oil and Gas Docket No. 06-0326620:

The purpose of the hearing on this case is to consider the application of Kudu Midstream LLC for a permit to dispose of oil and gas waste containing hydrogen sulfide by injection for the Martinsville AGI Lease, Well No. 1, Martinsville (Travis Peak) Field, Nacogdoches 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 3.2 miles SSW of Martinsville, Texas. The application seeks authority to inject a maximum volume of 3,700 barrels per day and 6.5 million standard cubic feet per day of saltwater, CO₂, H₂S, and natural gas into the subsurface depth interval from 7,328 to 7,644 feet within the Rodessa formation.

Oil and Gas Docket No. 06-0326602:

The purpose of the hearing on this case is to consider Kudu Midstream LLC's application for approval of a new field designation for the Martinsville (Rodessa H₂S Disposal) Field and designation as an H₂S disposal field, Nacogdoches County, Texas.

If you have questions regarding this Application, please contact the Applicant's representative, Mickey Olmstead, at (512) 327-8111. 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.

Pursuant to the Amended COVID-19 Emergency Response Order issued by the Director of the Hearings Division on March 23, 2020, the assigned Administrative Law Judge **MAY ORDER THAT THE MATTER NOTICED HEREIN BE CONDUCTED REMOTELY BY TELEPHONE OR VIDEO CONFERENCE**. Such order will be transmitted to the parties within a reasonable time prior to the matter noticed herein and will specify procedures for the pre-filing of evidence and participation in the hearing. If the persons noticed herein know of any reason or reasons why this matter must be held in person, please submit a written response to the Hearings Division **within 10 days of the date of this notice**.

Additionally, it is required that the enclosed Notice of Intent to Appear (or a copy thereof) be filed by each party for this case not later than five days prior to the matter noticed herein. Failure to do so by the applicant or complainant **may lead to the hearing being canceled**. In protested matters, failure by a protestant to timely file a Notice of Intent to Appear **may result in dismissal of the protest**.

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 Nos. 06-0326620 and 06-0326602** 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:

KUDU MIDSTREAM LLC
12377 MERIT DR SUITE 1200
DALLAS TX 75251

MICKEY OLMSTEAD
FOR KUDU MIDSTREAM LLC
PO BOX 12127
AUSTIN TX 78711

JUNE CLIFTON
NACOGDOCHES COUNTY CLERK
101 W. MAIN ST., SUITE 110
NACOGDOCHES, TX 75961

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

AETHON ENERGY OPERATING LLC
12377 MERIT DR., SUITE 1200
DALLAS, TX 75251

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

SONERRA RESOURCES CORPORATION
P.O. DRAWER 631627
NACOGDOCHES, TX 75963

OLIN MACNAMARA
GEOLOGIST
FIELD OPERATIONS
RRC - AUSTIN
Via Intra-Agency Email

COVEY PARK RESOURCES LLC
8401 N. CENTRAL EXPY, SUITE 700
DALLAS, TX 75225

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

ROBIN SMITH TRUST
ROBIN SMITH, TRUSTEE
580 COUNTY ROAD 255
NACOGDOCHES, TX 75965

ROYCE WILLIAMS
401 E DENMAN AVE
LUFKIN, TX 75901

On this the **14th** day of **May**, 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: KUDU MIDSTREAM LLC (478441)
CASE/DOCKET NO.: Oil and Gas Docket Nos. 06-0326620
and 06-0326602

_____, 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.