

RAILROAD COMMISSION OF TEXAS
OFFICE OF GENERAL COUNSEL
HEARINGS SECTION

OIL AND GAS DOCKET NO. 09-0232598

ENFORCEMENT ACTION AGAINST AMERICAN WEST RESOURCES, INC. FOR VIOLATIONS OF STATEWIDE RULES ON THE SLOPANSKY, DAISY (00142) LEASE, WELL NOS. 6, 8, 28, 34, 38, AND 48, ARCHER COUNTY REGULAR FIELD, ARCHER COUNTY, TEXAS.

FINAL ORDER

The Commission finds that after statutory notice the limited rehearing in the above referenced matter was heard by the examiner on January 12, 2004. The examiner has circulated a Proposal for Decision containing an amended Finding of Fact and reaffirming adoption of the Findings of Fact and Conclusions of Law originally adopted by the Commission on August 19, 2003. Having been duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas, those Findings of Fact and Conclusions of Law are hereby adopted and made a part hereof by reference.

It is accordingly **ORDERED** that within 30 days from the day immediately following the date this order becomes final:

1. American West Resources, Inc. (019739), shall place the Daisy Slopansky (00142) Lease, Well Nos. 6, 28, 34, 38 and 48, Archer County Regular Field, Archer County, Texas in compliance with applicable Commission rules and regulations;
2. American West Resources, Inc. (019739), shall pay to the Railroad Commission of Texas, for disposition as provided by law, an administrative penalty in the amount of FOUR THOUSAND FIVE HUNDRED DOLLARS (\$4,500.00); and,
3. American West Resources, Inc. (019739), shall reimburse State Funds in the amount of ONE THOUSAND THREE HUNDRED FORTY FOUR DOLLARS (\$1,344.00).

It is further **ORDERED** that American West's Form P-5 Organization Report be amended to reflect that its only officer is Alan Stricklin, its president. This order shall not be final and effective until 20 days after a party is notified of the Commission's order. A party is presumed to have been notified of the Commission's order three days after the date on which the notice is actually mailed.

If a timely motion for rehearing is filed by any party at interest, this order shall not become final and effective until such motion is overruled, or if such motion is granted, this order shall

be subject to further action by the Commission. Pursuant to Tex. Gov't Code § 2001.146(e), the time allotted for Commission action on a motion for rehearing in this case prior to its being overruled by operation of law, is hereby extended until 90 days from the date the order is served on the parties.

Each exception to the examiner's proposal for decision not expressly granted herein is overruled. All requested findings of fact and conclusions of law which are not expressly adopted herein are denied. All pending motions and requests for relief not previously granted or granted herein are denied.

Noncompliance with the provisions of this order is subject to enforcement by the Attorney General and subject to civil penalties of up to \$10,000.00 per day per violation.

Done this 23rd day of April, 2004.

RAILROAD COMMISSION OF TEXAS

CHAIRMAN VICTOR G. CARRILLO

COMMISSIONER CHARLES R. MATTHEWS

COMMISSIONER MICHAEL L. WILLIAMS

ATTEST:

SECRETARY