

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL & GAS DOCKET NO. 20-0301576

IN RE: P-5 ORGANIZATION REPORT OF BEACH OIL & GAS, INC.

FINAL ORDER

The Commission finds that after notice and an opportunity for hearing regarding the captioned matter, the Operator failed to request a hearing and pay the hearing fee as required by 16 TEX. ADMIN. CODE §3.15(g)(4) and TEX. NAT. RES. CODE §89.022(f). This matter having been duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas, the Commission makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. Beach Oil & Gas, Inc. [Operator #058921] (the "Operator"), is the record operator or one or more inactive wells in the State of Texas and is required to file Organization Report (Form P-5) with the Commission. Operator's most recent P-5 was due on or before April 1, 2016.
2. After filing its most recent Organization Report (Form P-5) with the Commission, the Operator was notified they were deficient and had failed to comply with the requirements of 16 TEX. ADMIN. CODE § 3.15 (Surface Equipment Removal Requirements and Inactive Wells) and provided with a written statement of the reasons for the determination and allowed ninety (90) days from the date its P-5 was due to comply with the requirements of 16 TEX. ADMIN. CODE § 3.15 and TEX. NAT. RES. CODE §§89.021 - 89.030.
3. After the expiration of ninety (90) days and pursuant to 16 TEX. ADMIN CODE §3.15(g)(4), an authorized Commission employee determined that the Operator's Organization Report still could not be renewed because the Operator continued to fail to comply with the requirements of 16 TEX. ADMIN. CODE §3.15 (Surface Equipment Removal Requirements and Inactive Wells).
4. The Commission sent the Operator a letter by certified mail giving notice to the Operator of the determination of continued non-compliance regarding specified inactive wells, attached as Exhibit A to this order, and advising the Operator of the right to request a hearing to show compliance. The letter notified the Operator that the hearing request must be received in docket services no later than 30 days after the date of the letter. The letter also notified the Operator that a final order denying renewal of the Operator's Organization Report (Form P-5) would result in the cancellation of all P-4 Certificates of Compliance and the severance of all pipeline or other carrier connections.

5. All notices and letters from the Commission to the Operator on this matter were addressed and mailed to the Operator's most recently reported address on the Form P-5 Organization Report.
6. The Operator did not timely request a hearing and pay the hearing fee on these issues as required under 16 TEX. ADMIN. CODE §3.15(g)(4) (Surface Equipment Removal Requirements and Inactive Wells).
7. Statewide Rule 15 (16 TEX. ADMIN. CODE §3.15) is a Commission rule that relates to safety or the prevention or control of pollution.

CONCLUSIONS OF LAW

1. The Operator received proper notice and an opportunity for hearing regarding compliance with 16 Tex. Admin. Code §3.15 and Tex. Nat. Res. Code §§89.021 - 89.030.
2. All things necessary to the Commission attaining jurisdiction over the subject matter and the parties in this matter have been performed or have occurred.
3. The Operator is in violation of Commission Statewide Rule 15 and did not timely request a hearing to contest the determination that it was in violation.
4. The Operator's P-5 Organization Report should not be renewed and all of the Operator's P-4 Certificates of Compliance should be cancelled, with all related pipeline or other carrier connections severed. 16 Tex. Admin. Code §3.15 (g)(4) and Tex. Nat. Res. Code §§89.022(f), 91.704 - 91.706.
5. The Operator's P-5 Organization Report cannot be renewed until the operator brings the inactive wells shown on the attached Exhibit A into compliance with the requirements of 16 Tex. Admin. Code §3.15 and Tex. Nat. Res. Code §§89.021 - 89.030.

IT IS ORDERED that renewal of Beach Oil & Gas, Inc.'s P-5 Organization Report is hereby **DENIED**.

It is further ORDERED that all P-4 Certificates of Compliance issued to Beach Oil & Gas, Inc. as operator of record are hereby **CANCELLED** and all related pipeline or other carrier connections are hereby **SEVERED**.

It is further ORDERED that Beach Oil & Gas, Inc. shall bring the wells on Exhibit A into compliance with Statewide Rule 15 (16 TEX. ADMIN. CODE §3.15) and that the Operator's P-5 Organization Report shall not be renewed until the wells on Exhibit A have been brought into compliance as required by this order.

It is further ORDERED that Beach Oil & Gas, Inc. and each person who held a position of ownership or control in the Operator at the time the Operator's most-recent P-5 Organization Report was filed shall be subject to the terms of TEX. NAT. RES. CODE §91.114.

It is further ORDERED by the Commission that this order shall not be final and effective until 25 days after the Commission's Order is signed, unless the time for filing a motion for rehearing has been extended under Tex. Gov't Code §2001.142, by agreement under Tex. Gov't Code §2001.147, or by written Commission Order issued pursuant to Tex. Gov't Code §2001.146(e). 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 Commission Order is signed.

All requested Findings of Fact and Conclusions of Law which are not expressly adopted herein are **DENIED**. All pending motions and request for relief not previously granted or granted herein are **DENIED**.

RAILROAD COMMISSION OF TEXAS

(Signatures affixed by Rule 15 Inactive Well
Master Order dated September 12, 2016.)

API Number	District	ID Number	Lease Name	Well Number
033 10030	8A	19148	MURPHY, W. ED "A"	1
No approved W-3X on file				
033 10031	8A	19584	MURPHY UNIT	1
No approved W-3X on file				
175 32406	02	132573	SIEVERS	1 U
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
175 32406	02	132550	SIEVERS	1 L
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
469 33422	02	177989	KIRKWOOD	1
No approved W-3X on file				
469 33423	02	178459	ELEANOR	1
No approved W-3X on file				
495 02518	08	07722	TEX-HALLEY	6
Surface equipment must be removed (certify on Form W-3C)				
No approved W-3X on file				
495 02519	08	07720	HALLEY	6
No approved W-3X on file				
495 02520	08	07722	TEX-HALLEY	7
No approved W-3X on file				
495 02735	08	020165	CLAPP, RAY, -A-	2
No approved W-3X on file				
495 02738	08	03220	CLAPP, RAY -A-	1
Surface equipment must be removed (certify on Form W-3C)				
No approved W-3X on file				
495 04240	08	07720	HALLEY	1W
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
Must resolve UIC H-5 Test issue preventing 14(B)(2) approval				
495 04241	08	07720	HALLEY	2
No approved W-3X on file				
495 04246	08	07722	TEX-HALLEY	1
No approved W-3X on file				
495 04248	08	07721	SUN-HALLEY	2
Surface equipment must be removed (certify on Form W-3C)				
No approved W-3X on file				
495 05449	08	08048	WHEELER, R. A.	1
No approved W-3X on file				

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Exhibit A

API Number	District	ID Number	Lease Name	Well Number
495 05449 No approved W-3X on file	08	37386	WHEELER, R. A.	1
495 05450 No approved W-3X on file	08	28204	WHEELER, R. A.	2
495 06246 No approved W-3X on file	08	021053	SUN-HALLEY	5
495 30292 No approved W-3X on file	08	07720	HALLEY	7
495 32073 No approved W-3X on file	08	31201	LINEBERY -A-	1
495 32113 No approved W-3X on file	08	31201	LINEBERY -A-	2
495 81246 No approved W-3X on file	08	07720	HALLEY	5
495 81251 No approved W-3X on file	08	07722	TEX-HALLEY	5W

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Exhibit A