

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL & GAS DOCKET NO. 08-0307817

**THE APPLICATION OF XTO ENERGY INC FOR AN EXCEPTION TO STATEWIDE
RULE 32 FOR THE MIDKIFF 42H TB FACILITY, IN THE SPRABERRY (TREND
AREA) AND BRADFORD RANCH (STRAWN) FIELDS, MIDLAND COUNTY, TEXAS**

FINAL ORDER

The Commission finds that after statutory notice in the above-numbered docket heard on January 24, 2018, the technical examiner and administrative law judge ("Examiners") have made and filed a report and recommendation containing findings of fact and conclusions of law, for which service was not required; that the proposed application complies with all statutory requirements; and that this proceeding was duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas.

The Commission, after review and due consideration of the Examiners' report and recommendation, the findings of fact and conclusions of law contained therein, hereby adopts as its own the findings of fact and conclusions of law contained therein, and incorporates said findings of fact and conclusions of law as if fully set out and separately stated herein.

Therefore, it is **ORDERED** by the Railroad Commission of Texas that XTO Energy Inc. is hereby **GRANTED** authority to flare gas from the Midkiff 42H TB (Commingle Permit No. 7330) in the Spraberry (Trend Area) Field, Midland County, Texas. XTO Energy Inc. is authorized to flare up to 20,000 thousand (20 million) cubic feet of gas per day from November 27, 2017 through November 26, 2019. This authority is granted, provided all production is reported on the appropriate Commission forms. The operator shall file the Statewide Rule 32 Exception Data Sheet and, shall file at the same time, the appropriate Commission required administrative Statewide Rule 32 Exception gas flaring fee for the facility.

Pursuant to §2001.144(a)(4)(A), of the Texas Government Code, and the agreement of the applicant, this Final Order is effective when a Master Order relating to this Final Order is signed.

Done this 13th day of February, 2018.

RAILROAD COMMISSION OF TEXAS

**(Order approved and signatures affixed by
Hearings Divisions' Unprotested Master
Order dated February 13, 2018)**