

**RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION**

**OIL & GAS DOCKET NO. 20-0309703**

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**IN RE: P-5 ORGANIZATION REPORT OF VAQUERO OPERATING**

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**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. Vaquero Operating [Operator #882776] (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 September 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 Vaquero Operating's P-5 Organization Report is hereby **DENIED**.

**It is further ORDERED** that all P-4 Certificates of Compliance issued to Vaquero Operating as operator of record are hereby **CANCELLED** and all related pipeline or other carrier connections are hereby **SEVERED**.

**It is further ORDERED** that Vaquero Operating 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 Vaquero Operating 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 100 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 March 20, 2018.)

API Number	District	ID Number	Lease Name	Well Numbe
047 00651 No approved W-3X on file	04	014114	SCOTT & HOPPER	15 T
047 00651 No approved W-3X on file	04	014119	SCOTT & HOPPER	15 C
047 00696 No approved W-3X on file	04	10727	SCOTT & HOPPER	13
047 30290 No approved W-3X on file	04	190657	SCOTT & HOPPER	21
047 31750 No approved W-3X on file	04	162982	AMADO TRAD GAS UNIT #1	1 D
047 31750 No approved W-3X on file	04	192583	AMADO TRAD GAS UNIT #1	1 F
047 31760 No approved W-3X on file	04	165728	SCOTT & HOPPER	52 F
047 31760 No approved W-3X on file	04	189720	SCOTT & HOPPER	52D
047 31787 No approved W-3X on file	04	167771	SCOTT & HOPPER G.U. 1	5
047 31806 No approved W-3X on file	04	170020	SCOTT & HOPPER G.U. 1	6
047 31930 No approved W-3X on file	04	242509	SCOTT & HOPPER G.U. 1	7
047 32032 No approved W-3X on file	04	193837	SCOTT & HOPPER 'A'	2
047 32047 No approved W-3X on file	04	195356	SCOTT & HOPPER 'A'	3
131 38513 Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	04	186030	GEOGHEGAN, DENNIS	1
131 38681 Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	04	200308	MEW	2
157 30354 Must resolve Field Operations H-15 delinquency preventing 14B2 approval	03	208026	FOSTER FARMS, INC	1
239 32812 Surface equipment must be removed (certify on Form W-3C) No approved W-3X on file	02	151108	FRANEK	1
261 30043 No approved W-3X on file	04	176452	KENEDY RANCH "A"	6

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Exhibit A

API Number	District	ID Number	Lease Name	Well Number
261 30043 No approved	04	178898	KENEDY RANCH "A"	6
285 30154 No approved	02	129016	BORCHERS, WILLIAM	1
285 30165 No approved	02	092847	BORCHERS, WILLIAM	4
285 30171 Electricity must be disconnected (certify on Form W-3C) No approved	02	056006	BORCHERS, WILLIAM	6 T
285 30171 Electricity must be disconnected (certify on Form W-3C) No approved	02	061353	BORCHERS, WILLIAM	6 C
285 30188 No approved	02	171208	BORCHERS, WILLIAM A.	10
285 30188 No approved	02	177981	BORCHERS, WILLIAM-A	10
285 30193 No approved	02	140967	BORCHERS, WILLIAM	11
285 30206 No approved	02	129012	BORCHERS, WILLIAMS	13
285 30218 No approved	02	135593	BORCHERS, WILLIAM	14
285 30415 No approved	02	070406	BORCHERS, WILLIAM	15 C
285 30415 No approved	02	143102	BORCHERS	15
285 30415 No approved	02	148640	BORCHERS, WILLIAM	15
285 30415 No approved	02	231275	BORCHERS, WILLIAM	15
285 30571 No approved	02	129027	BORCHERS, WILLIAM	21
285 31614 No approved	02	149545	BORCHERS, WILLIAM	29
285 31614 No approved	02	232804	BORCHERS, WILLIAM	29
285 32039 Electricity must be disconnected (certify on Form W-3C) No approved	02	227333	BORCHERS, WILLIAM	31

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# Exhibit A

API Number	District	ID Number	Lease Name	Well Number
285 32039	02	273879	BORCHERS, WILLIAM	31
Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file				
285 32063	02	231192	BORCHERS, WILLIAM	32
Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file				
285 32063	02	273878	BORCHERS, WILLIAM	32
Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file				
297 32540	02	06150	HARKINS	1
No approved W-3X on file				
297 33342	02	167419	PARKER	2
No approved W-3X on file				
297 33826	02	06820	PARKER	8A
Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file				
297 33873	02	08082	HARKINS-LAY	1
Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file				
297 34146	02	02351	LYNE, R. C.	10
No approved W-3X on file				
451 32577	7C	16708	CLARK, L. T. "F"	1
Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file				
451 32625	7C	16708	CLARK, L. T. "F"	3
No approved W-3X on file				
479 31951	04	078715	BRISCOE, TRT, 30, BLOCK 2	2
No approved W-3X on file				
479 31978	04	078727	BRISCOE TRACT 23 BLOCK 2	4
No approved W-3X on file				
479 32061	04	079336	BRISCOE TRACT 22 BLOCK 3	5
No approved W-3X on file				
479 32301	04	084467	BRISCOE	2015
No approved W-3X on file				
479 32443	04	086794	BRISCOE -E-	2034
No approved W-3X on file				
479 32489	04	089353	BRISCOE "F"	1013
Surface equipment must be removed (certify on Form W-3C) No approved W-3X on file				

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**Exhibit A**

API Number	District	ID Number	Lease Name	Well Numbe
479 37792	04	185170	BRISCOE "F"	203
No approved W-3X on file				
479 37796	04	185172	BRISCOE "F"	209
Production fluids must be purged (certify on Form W-3C)				
No approved W-3X on file				
479 38575	04	199697	BRISCOE "F"	2020
Surface equipment must be removed (certify on Form W-3C)				
No approved W-3X on file				
479 39036	04	209850	APACHE	13
No approved W-3X on file				
479 39038	04	210527	BRISCOE 3-17	3
No approved W-3X on file				
479 39178	04	214195	APACHE	14
No approved W-3X on file				
479 39217	04	215118	BRISCOE 4-3	3
No approved W-3X on file				

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Exhibit A