

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL AND GAS DOCKET NO. 08-0309277

APPLICATION OF DIAMONDBACK E&P LLC FOR AN EXCEPTION TO 16 TEX. ADMIN. CODE §3.32 FOR THE ROGERS 6 UNIT BATTERY (LEASE ID NO. 08-46781), PHANTOM (WOLFCAMP) FIELD, REEVES COUNTY, TEXAS

FINAL ORDER

The Commission finds that after statutory notice in the above-numbered docket heard on April 13, 2018, the presiding Administrative Law Judge and Technical Examiner (collectively, "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 is in compliance 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, and any exceptions and replies thereto, 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 Diamondback E&P LLC is hereby granted an exception to Statewide Rule 32 to flare gas from its Rogers 6 Unit Battery, Phantom (Wolfcamp) Field, Reeves County, Texas. Diamondback E&P LLC is authorized to flare up to 500 thousand cubic feet per day (MCFPD) of casinghead gas from April 13, 2018 through April 12, 2020, from its Rogers 6 Unit Battery. The authority is granted, provided all production is reported on the appropriate Commission form. The operator shall file the Statewide Rule 32 Exception Data Sheet for the Rogers 6 Unit Battery and shall file, at the same time, the appropriate Commission required Statewide Rule 32 Exception gas flaring fee.

Pursuant to §2001.144(a)(4)(A), of the Texas Government Code, and by agreement of the parties in writing or on the record, **the parties have waived the right to file a motion for rehearing and the Final Order for this case is final and effective on the date the Master Order relating to the Final Order is signed.**

Done this 5th day of June 2018.

RAILROAD COMMISSION OF TEXAS

**(Order approved and signatures affixed by
Hearings Division's Unprotested Master
Order dated June 5, 2018)**