

**RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION**

**OIL & GAS DOCKET NO. 20-0318554**

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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 26, 2019)

API Number	District	ID Number	Lease Name	Well Number
025 32136	02	06756	SHAW, JOHN B.	1
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
047 00651	04	014114	SCOTT & HOPPER	15 T
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
047 00651	04	014119	SCOTT & HOPPER	15 C
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
047 00696	04	10727	SCOTT & HOPPER	13
No approved W-3X on file				
047 30290	04	190657	SCOTT & HOPPER	21
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
047 31387	04	10660	SCOTT & HOPPER	48 F
No approved W-3X on file				
047 31387	04	189397	SCOTT & HOPPER	48 D
No approved W-3X on file				
047 31750	04	162982	AMADO TRAD GAS UNIT #1	1 D
No approved W-3X on file				
047 31750	04	192583	AMADO TRAD GAS UNIT #1	1 F
No approved W-3X on file				
047 31806	04	170020	SCOTT & HOPPER G.U. 1	6
No approved W-3X on file				
047 31930	04	242509	SCOTT & HOPPER G.U. 1	7
No approved W-3X on file				
047 32032	04	193837	SCOTT & HOPPER 'A'	2
Surface equipment must be removed (certify on Form W-3C)				
No approved W-3X on file				
047 32047	04	195356	SCOTT & HOPPER 'A'	3
No approved W-3X on file				
131 38513	04	186030	GEOGHEGAN, DENNIS	1
No approved W-3X on file				
131 38681	04	200308	MEW	2
No approved W-3X on file				
135 30904	08	22597	WIGHT, L. E., MRS. ESTATE -C-	10W
Electricity must be disconnected (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 Number
135 34675	08	29933	WILLIAMS, JOSEPH G. 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	3
135 36168	08	22597	WIGHT, L. E., MRS. ESTATE -C- No approved W-3X on file	11W
157 30354	03	208026	FOSTER FARMS, INC Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	1
239 32812	02	151108	FRANEK No approved W-3X on file	1
239 33270	02	252941	DANA Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	1
239 33312	02	230673	WEARDEN Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	1
239 33319	02	229496	WEARDEN Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	2
239 33321	02	251052	WEARDEN B Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	1 C
239 33321	02	251053	WEARDEN B Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	1 T
239 33337	02	219455	WEARDEN BFE Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	1
261 30043	04	176452	KENEDY RANCH "A" Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	6
261 30043	04	178898	KENEDY RANCH "A" Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	6
261 31304	04	192351	KENEDY RANCH No approved W-3X on file	8
285 30154	02	129016	BORCHERS, WILLIAM No approved W-3X on file	1
285 30165	02	092847	BORCHERS, WILLIAM No approved W-3X on file	4

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**Exhibit A**

API Number	District	ID Number	Lease Name	Well Number
285 30167	02	139533	BORCHERS, WM.	5
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
285 30171	02	056006	BORCHERS, WILLIAM	6 T
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
285 30171	02	061353	BORCHERS, WILLIAM	6 C
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
285 30188	02	171208	BORCHERS, WILLIAM A.	10
No approved W-3X on file				
285 30188	02	177981	BORCHERS, WILLIAM-A	10
No approved W-3X on file				
285 30193	02	140967	BORCHERS , WILLIAM	11
No approved W-3X on file				
285 30206	02	129012	BORCHERS, WILLIAMS	13
No approved W-3X on file				
285 30218	02	135593	BORCHERS, WILLIAM	14
No approved W-3X on file				
285 30415	02	070406	BORCHERS, WILLIAM	15 C
No approved W-3X on file				
285 30415	02	143102	BORCHERS	15
No approved W-3X on file				
285 30415	02	148640	BORCHERS, WILLIAM	15
No approved W-3X on file				
285 30415	02	231275	BORCHERS, WILLIAM	15
No approved W-3X on file				
285 30571	02	129027	BORCHERS, WILLIAM	21
No approved W-3X on file				
285 31614	02	149545	BORCHERS, WILLIAM	29
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
285 31614	02	232804	BORCHERS, WILLIAM	29
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
285 32039	02	227333	BORCHERS, WILLIAM	31
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
285 32039	02	273879	BORCHERS, WILLIAM	31
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				

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# Exhibit A

API Number	District	ID Number	Lease Name	Well Number
285 32063	02	231192	BORCHERS, WILLIAM	32
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
285 32063	02	273878	BORCHERS, WILLIAM	32
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
297 32540	02	06150	HARKINS	1
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
297 33215	02	08848	PARKER	1
Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file				
297 33342	02	167419	PARKER	2
No approved W-3X on file				
297 33826	02	06820	PARKER	8A
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
297 33873	02	08082	HARKINS-LAY	1
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
297 34146	02	02351	LYNE, R. C.	10
No approved W-3X on file				
451 32577	7C	16708	CLARK, L. T. "F"	1
No approved W-3X on file				
451 32624	7C	16956	CLARK, L. T. "F"	2
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				
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 Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
479 32443	04	086794	BRISCOE -E-	2034
No approved W-3X on file				

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# Exhibit A

API Number	District	ID Number	Lease Name	Well Number
479 32489	04	089353	BRISCOE "F"	1013
No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
479 37792	04	185170	BRISCOE "F"	203
No approved W-3X on file				
479 37796	04	185172	BRISCOE "F"	209
No approved W-3X on file				
479 38575	04	199697	BRISCOE "F"	2020
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**