

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL & GAS DOCKET NO. 20-0320079

IN RE: P-5 ORGANIZATION REPORT OF ESCO OIL OPERATING COMPANY LLC

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. Esco Oil Operating Company LLC [Operator #254263] (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 December 1, 2018.
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 Esco Oil Operating Company LLC's P-5 Organization Report is hereby **DENIED**.

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

It is further ORDERED that Esco Oil Operating Company LLC 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 Esco Oil Operating Company LLC 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 June 4, 2019.)

API Number	District	ID Number	Lease Name	Well Number
045 30548 No approved W-3X on file	10	197044	HAMILTON, M. J.	1
153 30224 No approved W-3X on file	8A	68818	FOWLER UNIT	1
153 30234 No approved W-3X on file	8A	234802	CAMPBELL, MAURICE	1
153 30239 No approved W-3X on file	8A	69148	MISENER	1
153 30243 No approved W-3X on file	8A	69367	STANSELL	1
167 31504 No approved W-3X on file	03	26329	SUN FEE	1
323 00309 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	01	000129	CHITTIM	5
323 00330 Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	01	000130	CHITTIM	6
323 31752 Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	01	108368	CHITTIM, ANNIE E.	1161
323 31754 No approved W-3X on file	01	094675	CHITTIM, ANNIE E.	1141
323 31903 No approved W-3X on file	01	08396	CHITTIM, ANNIE E.	1162
323 32508 No approved W-3X on file	01	14221	CHITTIM RANCH	1591
323 32534 No approved W-3X on file	01	177494	CHITTIM	1187
323 32534 No approved W-3X on file	01	14367	CHITTIM	1187
323 32541 No approved W-3X on file	01	14297	CHITTIM	1130
323 32577 Production fluids must be purged (certify on Form W-3C) No approved W-3X on file	01	189043	CHITTIM	1141
323 32712 No approved W-3X on file	01	14268	CHITTIM	2187H

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Exhibit A

API Number	District	ID Number	Lease Name	Well Number
323 32949 No approved W-3X on file	01	230589	CHITTIM	1176H
345 30306 No approved W-3X on file	8A	201274	COGDELL, D. M. JR EST.	1001
345 30308 No approved W-3X on file	8A	216243	ECHOLS "2"	1
345 30315 No approved W-3X on file	8A	246941	BLACK 4	1
345 30330 No approved W-3X on file	8A	281573	COGDELL #1	2
437 30224 No approved W-3X on file	10	08661	YOUNG	1032

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Exhibit A