

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL AND GAS DOCKET NO. 02-0325621

**APPLICATION OF ENERGY TRANSFER COMPANY TO CONSIDER A SOUR GAS
PIPELINE PURSUANT TO STATEWIDE RULE 106 FOR THE RECOIL RESOURCES
PIPELINE, SOUTH TEXAS (PANA MARIA) AREA, KARNES COUNTY, TEXAS**

FINAL ORDER

The Commission finds that after notice and opportunity for hearing, the above-numbered docketed application meets the requirements of Statewide Rule 106 (16 Tex. Admin. Code §3.106 Sour Gas Pipeline Construction Permit.) The proceedings having been duly submitted to the Railroad Commission of Texas at conference held in its office in Austin, Texas, the Commission makes the following Findings of Fact and Conclusions of Law.

Findings of Fact

1. Energy Transfer Company ("ETC") seeks to construct its proposed Recoil Resources Pipeline ("Pipeline"), located in Karnes County, Texas.
2. On January 22, 2020, ETC filed its Form PS-79 and application for permit ("Application") to construct the Pipeline.
3. ETC submitted the full page or pages of the newspaper containing the notice of the Application, including the name of the paper, the date the notice was published, and the page number(s).
4. On November 13, 2019, notice of the subject application was published in *Karnes Countywide*, a newspaper of general circulation in Karnes County, Texas. The published notice of application is included in a section containing news items of state or local interest, is at least three inches by five inches in size, exclusive of the plat, and contains all of the information required by Statewide Rule 106(f).
5. A copy of the subject application was submitted to the Karnes County Clerk's Office on November 13, 2019. ETC further submitted a copy of the return receipt for this filing.
6. The Pipeline is designated as a new system intended to transport sour natural gas.
7. The Pipeline will consist of pipe that measures 8.625-inch outer diameter, and it will extend roughly 29,040 feet in total length.

8. The Pipeline will transport 5,000 ppm Hydrogen Sulfide (“H₂S”) with a maximum allowable operating pressure (“MAOP”) of 275 psig.
9. The 100 ppm and 500 ppm Radiuses of Exposure are based on the uncontrolled catastrophic release. This rate is approximately 10,000 thousand cubic feet per day (“Mcf/d”).
10. The Radius of Exposure (“ROE”) of the Pipeline at 100 ppm is 1,165 feet and 533 feet at 500 ppm.
11. ETC submitted a copy of its H₂S Contingency Plan (“Plan”) for the Pipeline.
12. ETC evidenced that the proper H₂S signs and operator emergency numbers will be posted at all public road crossings.
13. Materials used to construct the Pipeline will satisfy the latest industry standards.
14. Material to be used in, and the method of construction and operation of the Pipeline, comports with the Commission's applicable rules and safety standards.
15. The Commission's Oil and Gas Division and Pipeline Safety Division have reviewed the subject application and recommend approval.
16. The applicant agreed in writing that the Final Order in this case is to be effective when the Master Order is signed.

CONCLUSIONS OF LAW

1. Resolution of the subject application is a matter committed to the jurisdiction of the Railroad Commission of Texas. Tex. Nat. Res. Code §81.051
2. All notice requirements have been satisfied. 16 Tex. Admin. Code §3.106
3. The application complies with Statewide Rule 106. 16 Tex. Admin. Code §3.106
4. Pipeline materials and construction of the Pipeline meets the NACE standards. 16 Tex. Admin. Code §3.36.
5. Pursuant to §2001.144(a)(4)(A) of the Tex. Gov. Code, and the agreement of the applicant, this Final Order is effective when a Master Order relating to this Final Order is signed.

Therefore, it is ORDERED by the Railroad Commission of Texas that the application of Energy Transfer Company to construct and operate a sour gas pipeline, Recoil Resources Pipeline, Karnes County, Texas, is hereby **GRANTED**. Energy Transfer Company shall comply with all applicable rules and safety standards adopted by the Commission for the construction and operation of hydrogen sulfide gas pipelines.

Done this 21st day of April 2020.

RAILROAD COMMISSION OF TEXAS

**(Order approved and signatures
affixed by Hearings Division's
Unprotested Master Order dated
April 21, 2020)**