

**RAILROAD COMMISSION OF TEXAS
OFFICE OF GENERAL COUNSEL
OIL AND GAS SECTION**

OIL & GAS DOCKET NO. 03-0234247

A COMMISSION-CALLED HEARING TO SUPERCEDE A FINAL ORDER ISSUED JUNE 23, 2000, IN OIL & GAS DOCKET NO. 03-0212051, REQUIRING THE PLUGGING OF THE BLACK STONE MINERALS (08750) LEASE, WELL NOS. 5, 6, 7, 8, 9, AND 10, BATSON NEW FIELD, IN HARDING COUNTY, TEXAS, AND TO ALLOW DELTON DRUM TO BECOME THE OPERATOR OF RECORD FOR THE BLACK STONE MINERALS LEASE

FINAL ORDER

The Commission finds that, after statutory notice in the above-numbered docket, heard on March 26, 2003, the examiners have made and filed a proposal for decision containing findings of fact and conclusions of law, which was served on all parties of record, 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 proposal for decision and the findings of fact and conclusions of law contained therein, 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.

It is accordingly **ORDERED** that:

- 1) The Form P-4 (Producer's Transportation Authority and Certificate of Compliance) transferring the Black Stone Minerals (08750) Lease, Well Nos. 5, 6, 7, 8, 9, and 10, Batson New Field, in Harding County, Texas, from Green Mountain Oil & Gas Company to Delton Drum be **APPROVED**;
- 2) The provision in the Final Order of Oil & Gas Docket No. 03-0212051, entered on June 23, 2000, ordering the Black Stone Minerals (08750) Lease, Well Nos. 5, 6, 7, 8, 9, and 10, to be plugged is hereby **SUPERCEDED**;
- 3) All other provisions of the Final Order in Docket No. 03-0212051 remain in full force and effect; and,
- 4) As a condition of this order, the applicant will perform a mechanical integrity test for each of the subject wells within 90 days of the date of this final order and will have these mechanical integrity tests witnessed by the proper Commission personnel.

It is further **ORDERED** by the Commission that this order shall not be final and effective until 20 days after a party is notified of the Commission's order. A party is presumed to have been notified of the Commission's order three days after the date on which the notice is actually mailed. If a timely motion for rehearing is filed by any party of 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 90 days from the date the order is served on the parties.

Each exception to the examiners' proposal for decision not expressly granted herein is overruled. All requested findings of fact and conclusions of law which are not expressly adopted herein are denied. All pending motions and requests for relief not previously granted or granted herein are denied.

Done this ___ day of June, 2003, in Austin, Texas.

RAILROAD COMMISSION OF TEXAS

CHAIRMAN MICHAEL L. WILLIAMS

COMMISSIONER CHARLES R. MATTHEWS

COMMISSIONER VICTOR G. CARRILLO

ATTEST:

SECRETARY