

**RAILROAD COMMISSION OF TEXAS  
OFFICE OF GENERAL COUNSEL  
HEARINGS SECTION**

**OIL & GAS DOCKET NO. 06-0251070**

---

**APPLICATION OF ETOPSI OIL AND GAS, L.L.C., TO SUPERCEDE THE PROVISIONS OF THE FINAL ORDER IN OIL & GAS DOCKET NO. 06-0225521 ISSUED MARCH 6, 2001, REQUIRING THE PLUGGING OF THE E. WILLIAMS "B" LEASE, WELL NO. 1, BETHANY (PETTIT 6170) FIELD, HARRISON COUNTY, TEXAS, ENABLING APPLICANT TO BECOME THE OPERATOR OF RECORD**

---

**FINAL ORDER**

The Commission finds that after statutory notice the captioned proceeding was heard by the examiner on April 19, 2007. The proceeding 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. At least 10 days notice of this proceeding was given to Etopsi Oil and Gas, L.L.C. ("Etopsi") and Park & Park Oil Co. ("Park"). Etopsi appeared at the hearing on April 19, 2007, and presented evidence. No person appeared in opposition to the application, and Etopsi stated on the record that it waived the issuance of a proposal for decision in this docket. All parties have agreed on the record that this Final Order shall be effective on the date a Master Order relating to this Final Order is signed.
2. On March 6, 2001, the Commission signed a Final Order in Oil & Gas Docket No. 06-0225521 requiring, among other things, that Park plug the Williams, E. "B" (13185) Lease, Well No. 1 ("subject well"), Bethany (Pettit 6170) Field, Harrison County, Texas.
3. Park has not complied with the Final Order in Oil & Gas Docket No. 06-0225521 by plugging the subject well, and Park presently is the designated operator of the well on records of the Commission. The Form P-5 organization report of Park has been delinquent since May 1, 1999.
4. On February 1, 2007, Etopsi filed a single-signature Form P-4 (Certificate of Compliance and Transportation Authority) with the Commission requesting a change of operator of the subject well from Park to Etopsi.

5. On March 16, 2007, Etopsi filed with the Commission a request for hearing to consider whether the Commission should enter an order superceding the Final Order in Oil & Gas Docket No. 06-0225521 insofar as it required that the subject well be plugged.
6. Etopsi has an active Form P-5 organization report and approved financial assurance on file with the Commission in the form of a \$25,000 bond. Etopsi's approved financial assurance is in a sufficient amount to enable Etopsi to take a transfer of the subject well without posting additional financial assurance.
7. There are no common officers and no other affiliation of any kind between Etopsi and Park.
8. Etopsi possesses a currently effective oil and gas lease covering the property on which the subject well is located.
9. Superceding the Final Order in Oil & Gas Docket No. 06-0225521 insofar as it required that the subject well be plugged, and permitting Etopsi to become the designated operator of the well, likely will prevent the ultimate loss of hydrocarbons.
  - a. During 1996, the last full year the subject well was produced, the well made an average of 41 barrels of oil and 20.6 MCF of casinghead gas per month.
  - b. The subject well has cumulative production of 4,000 barrels of oil and 10.47 MMCF of casinghead gas.
  - c. By decline curve analysis, a petroleum engineer retained by Etopsi calculates that if Etopsi is permitted to become the operator of the subject well and restore the well to production, the well will have an estimated ultimate recovery of 6,740 barrels of oil and 16.66 MMCF of casinghead gas.
  - d. Superceding the Final Order in Oil & Gas Docket No. 06-0225521 insofar as it required that the subject well be plugged, and permitting Etopsi to become the operator of the well and restore the well to production, likely will prevent the waste of 2,740 barrels of oil and 6.19 MMCF of casinghead gas.
10. Superceding the Final Order in Oil & Gas Docket No. 06-0225521 insofar as it required that the subject well be plugged, and permitting Etopsi to become the designated operator of the well, will not endanger natural resources or circumvent Commission rules.

**CONCLUSIONS OF LAW**

1. Proper notice of hearing was timely issued by the Railroad Commission to appropriate persons legally entitled to notice.
2. All things necessary to the Commission attaining jurisdiction over the subject matter and the parties to this hearing have been performed or have occurred.
3. Etopsi Oil and Gas, L.L.C., is an active operator and has sufficient financial assurance on file with the Commission pursuant to Texas Natural Resources Code §§91.104, 91.1042, and 91.107.
4. Conditions respecting the subject well have changed since issuance of the Commission's Final Order in Oil & Gas Docket No. 06-0225521.
5. Etopsi Oil and Gas, L.L.C., has a good faith claim of a current right to operate the subject well.
6. Superseding the Final Order in Oil & Gas Docket No. 06-0225521 insofar as it required that the subject well be plugged, and permitting Etopsi Oil and Gas, L.L.C., to become the designated operator of the well, will promote conservation of natural resources and prevention of waste pursuant to Texas Natural Resources Code §85.201.
7. Pursuant to Texas Government Code §2001.144(a)(4), and the agreement and consent of all parties, this Final Order is effective when a Master Order relating to this Final Order is signed on May 15, 2007.

It is accordingly **ORDERED** that the Final Order signed on March 6, 2001, in Oil & Gas Docket No. 06-0225521 is hereby superseded only insofar as it required that the Williams, E. "B" (13185) Lease, Well No. 1, Bethany (Pettit 6170) Field, Harrison County, Texas, be plugged. All other provisions of the Final Order in Oil & Gas Docket No. 06-0225521 remain in full force and effect.

It is further **ORDERED** that the Form P-4 (Certificate of Compliance and Transportation Authority) filed with the Commission on February 1, 2007, by Etopsi Oil and Gas, L.L.C., requesting a change of operator of the Williams, E. "B" (13185) Lease, Well No. 1, Bethany (Pettit 6170) Field, Harrison County, Texas, from Park & Park Oil Co. to Etopsi Oil and Gas, L.L.C., is hereby **APPROVED**.

It is further **ORDERED** that this Final Order shall be effective on May 15, 2007, when the Master Order relating to this Final Order is signed.

All pending motions and requests for relief not previously granted or granted herein are denied.

Done this 15th day of May 2007, in Austin, Texas.

**RAILROAD COMMISSION OF TEXAS**

**(Order approved and signatures affixed by  
OGC Unprotected Master Order dated  
May 15, 2007)**