

VICTOR G. CARRILLO, CHAIRMAN  
ELIZABETH A. JONES, COMMISSIONER  
MICHAEL L. WILLIAMS, COMMISSIONER

**RAILROAD COMMISSION OF TEXAS  
FORMAL COMMISSION ACTIONS  
APRIL 14, 2009**

After providing notice as required by the Texas Open Meetings Act, the Railroad Commission of Texas held an open meeting at the William B. Travis Building, 1701 N. Congress Avenue, in Room 1-111, Austin, Texas, on Tuesday April 14, 2009, commencing at 9:30 a.m. Chairman Victor G. Carrillo and Commissioners Elizabeth A. Jones and Michael L. Williams were present. Chairman Carrillo presided.

**OFFICE OF GENERAL COUNSEL-HEARINGS SECTION**

**GAS SERVICES UNPROTESTED**

1. GUD No. 9846: Rate Case Expenses Severed from Gas Utilities Docket Nos. 9797 and 9809. The Commission unanimously approved the rate case expenses.
2. GUD No. 9852: Statement of Intent filed by Zia Natural Gas Company for the unincorporated area of the Brecken Estates subdivision in Gaines County, Texas. The Commission unanimously approved the rate change.

**SURFACE MINING AND RECLAMATION**

3. Docket No. C8-0007-SC-33-F: Application by The Sabine Mining Company for Phase I release of reclamation obligations for backfilling, regrading, and drainage control for 2,562.5 acres, South Hallsville No. 1 Mine, Permit No. 33G, Harrison County, Texas. The Commission unanimously approved this item.
4. Docket No. C9-0016-SC-26-E: Application by Texas Municipal Power Agency for acceptance of replacement collateral bond with amended and restated letter of credit for reclamation bonding for Coal Mining Permit No. 26D, Gibbons Creek Lignite Mine, Grimes County, Texas. The Commission unanimously approved this item.
5. Docket No. C9-0017-SC-38-E: Application by Texas Municipal Power Agency for acceptance of replacement collateral bond with amended and restated letter of credit and acceptance of self-bond for reclamation bonding for Coal Mining Permit No. 38D, Gibbons Creek Lignite Mine V, Grimes County, Texas. The Commission unanimously approved this item.

**OIL AND GAS PROTESTED**

6. O&G 10-0259183: Crest Resources, Inc. to consider assignment of acreage for allowable purposes on its Davis Well No. 361, Stiles Ranch, South (Morrow, Lo) Field, Wheeler County, Texas. Chairman Carrillo and Commissioner Williams voted to approve the examiner's recommendation. Commissioner Jones recused herself.

7. O&G 0251216: Chesapeake Operating, Inc. to consider an exception to SWR 37 for the Ramey Lease, Well No. 1h, Newark, East (Barnett Shale) (65280200) Field, Tarrant County, Texas. The Commission unanimously denied the application.

8. O&G 7C-0259788: Pharaoh Oil & Gas, Inc. commission called hearing to give Pharaoh Oil & Gas, Inc. an opportunity to show cause why its plugging extensions should not be permanently revoked and Pharaoh ordered to immediately plug all wells on the Hoover, A.C. -B- (02286) Lease, Hoover, A.C. (07091) Lease, Hoover, A. C. -A- (01281) Lease, Hoover A.C. -D- (01282) Lease, Hoover "A" (07447) Lease, Shannon (San Andres) (82663568) Field, Crockett County, Texas for failure to provide evidence of a continuing good faith claim to the right to operate the wells pursuant to Statewide Rule 14(b)(2). Failure of Pharaoh Oil & Gas, Inc. to appear at the hearing of this matter may result in the entry of an order requiring the immediate plugging of the wells. The Commission unanimously approved a revised order to be presented at the next conference.

9. O&G 7C-0259789: Pharaoh Oil & Gas, Inc. commission called hearing to give Pharaoh Oil & Gas, Inc. an opportunity to show cause why its plugging extensions should not be permanently revoked and Pharaoh ordered to immediately plug King, Richard Nct-1 (00955) Lease, Well Nos. 8 & 50 McCamey (58840001) Field, Upton County, Texas for failure to provide evidence of a continuing good faith claim to the right to operate the wells pursuant to Statewide Rule 14(b)(2). Failure of Pharaoh Oil & Gas Inc. to appear at the hearing of this matter may result in the entry of an order requiring the immediate plugging of the wells. The Commission unanimously approved the examiner's recommendation regarding this item and signed the final order.

**MOTION FOR REHEARING**

10. O&G 09-0253792: General Energy Corporation enforcement action regarding White, Meldon L. (00697) Lease, Well Nos. 14a, 16a, 17a, 19a, 21a, 22a, 24a, 25a, 26a, 28, 32a, 35a, 36a, 39a, 40a, 42a, 47a, 50, and 84a, Archer County Regular (03446001) Field, Archer County, Texas. Violation of Statewide Rules 3(2); 13(b)(1)(B). The Commission unanimously denied the motion for rehearing.

11. O&G 09-0255529: General Energy Corporation enforcement action regarding City National Bank (18191) Lease, Well No. 03, Archer County Regular (03446001) Field, Archer County, Texas. Violation of Statewide Rules 14(b)(2); 46(j); 3(2). The Commission unanimously denied the motion for rehearing.

12. O&G 03-0256179: Comanche Well Service Corp. Enforcement action regarding Gramm, Nellie K. (00699) Lease, Well No. 01, Chriesman (17949001) Field, Burleson County, Texas. Violation of Statewide Rules 14(b)(2); 14(b)(3); 3(1), (2), and (3). The Commission unanimously denied the motion for rehearing.

**MINUTES – APRIL 14, 2009**

13. O&G 01-0253161: Comanche Well Service Corp. Enforcement action regarding Garcia (08451) Lease, Well Nos. 1 and 4, Garcia -B- (08800) Lease, Well No. 1, Ken (Serpentine) (48968500) Field, Guadalupe County, Texas. Violation of Statewide Rules 14(b)(2); 13(b)(1)(B); 3(1) and (2). The Commission unanimously denied the motion for rehearing.

14. O&G 01-0253159: Comanche Well Service Corp. Enforcement action regarding Mcever (13392) Lease, Well No. 1, Mcever -E- (10564) Lease, Well No. 2, Kens (Serpentine) (48968500) Field, Guadalupe County, Texas. Violation of Statewide Rules 14(b)(2); 3(1) and (2). The Commission unanimously denied the motion for rehearing.

**AGREED ENFORCEMENT ORDERS**

The Commission unanimously approved the following agreed orders:

15. O&G 01-0252533: Rio Grand Exploration, LLC enforcement action regarding Jonsson Perlitz Lease, Well No. 6 (0500978) Permit, Wildcat (00002001) Field, Perlitz, Jonsson Griffin (07764) Lease, Well Nos. 1, 2, 3, 4, 5 and 6, Pilosa, East (2nd San Miguel) (71520500) Field, Zavala County, Texas. Violation of Statewide Rules 14(b)(2) and (3); 16(b).

16. O&G 09-0260368: Gerry-Mac Oil, Inc. enforcement action regarding Mahaney, Earl (17724) Lease, Well No. 2a, Young County Regular (99480001) Field, Young County, Texas. Violation of Statewide Rules 14(b)(2); 9(12).

17. O&G 03-0260382: Chaparral Energy, L.L.C. enforcement action regarding Brown, William S. (12045) Lease, Well No. 11, Theuvenins Creek (Yegua 5650) (89324800) Field, Brown, William S. (13597) Lease, Well No. 10, Theuvenins Creek (Wilcox 8400) (89324200) Field, Brown, William S. (24774) Lease, Well No. 8, Theuvenins Creek (Yegua 1 -D) (89324700) Field, Tyler County, Texas. Violation of Statewide Rule 14(b)(2) and (3).

18. O&G 09-0260372: Coley, Thomas enforcement action regarding Donnell, A. A. (11893) Lease, Well No. 1, Young County Regular (99480001) Field, Young County, Texas. Violation of Statewide Rules 14(b)(2); 46(j).

19. O&G 02-0253870: Reserve Operating Corp. enforcement action regarding Gohmert (00373) Lease, Well No. 01, Cottonwood Creek, South (21048001) Field, De Witt County, Texas. Violation of Statewide Rules 14(b)(2); 9(12).

20. O&G 09-0259801: Midwestern Energy enforcement action regarding Midwestern Energy (566592) Operator, Eaton a Lease, Well No. A 2 (0461560) Permit, Archer County Regular (03446001) Field, Archer County, Texas. Violation of Statewide Rules 5(a); 13(b)(2)(A)(i); 14(a)(3).

21. O&G 09-0260429: Farmer, Lewis & Hayden enforcement action regarding Andrews "F" (07129) Lease, Well No. 1, Young County Regular (99480001) Field, Young County, Texas. Violation of Statewide Rule 46(a).

**MINUTES – APRIL 14, 2009**

22. O&G 03-0257316: Seven Energy LLC enforcement action regarding Farmers Oil Lease, Well No. 4 (0621585) Permit, Ft. Trinidad, E. (Edwards B) (32157550) Field, Farmers Oil Co. Lse. Well No. 5h (0628545) Permit, Wildcat (00012001) Field, Houston County, Texas. Violation of Statewide Rules 14(b)(2); 16(b); 98; 35; 3(1), (2), and (3).
23. O&G 01-0257431: Penwell Energy, Inc. enforcement action regarding Moody (146202) Lease, Well No. 1c, Campanero, N. (Canyon) (15156500) Field, Edwards County, Texas. Violation of Statewide Rules 14(b)(2); 3(2).
24. O&G 6E-0257529: Glade Production enforcement action regarding Kilgore Col. Church (07708) Lease, Well Nos. 2 and 3, East Texas (27302001) Field, Gregg County, Texas. Violation of Statewide Rule 14(b)(2).
25. O&G 02-0255401: RR Ventures Limited Partnership enforcement action regarding (732217) Operator, Hughes, Dan A. (05872) Lease, Well No. 03, Friendship Church (Hockley) (33026500) Field, McKenzie, Dirks (06009) Lease, Well No. 1, Cosden, W. (Hockley Upper) (20876156) Field, Bee County, Texas. Violation of Statewide Rules 14(b)(2); 73(i).
26. O&G 01-0259878: Lucas Energy, Inc. enforcement action regarding Hindman (13404) Lease, Well No. 1, Pilgrim (Austin Chalk) (71486100) Field, Gonzales County, Texas. Violation of Statewide Rule 14(b)(2).
27. O&G 04-0260306: Kebo Oil & Gas, Inc. enforcement action regarding Chapman Ranch Lease, Well No. 1 (0630316) Permit, Wildcat (00008001) Field, Nueces County, Texas. Violation of Statewide Rules 8(d)(4)(G)(i)(III); 8(d)(1); 16(b).
28. O&G 04-0260309: Chesapeake Operating, Inc. enforcement action regarding Erm (221572) Lease, Well No. 1, Falcon Lake, E. (Wilcox Cons.) (30084200) Field, Zapata County, Texas. Violation of Statewide Rule 73(i).
29. O&G 03-0254676: Delta Exploration Company, Inc. enforcement action regarding James Gray "A" Lease, Well No. 3 (0626027) Permit, Wildcat Field, Newton County, Texas. Violation of Statewide Rule 8(d)(1).
30. O&G 03-0254676: Triple F. Oilfield Service enforcement action regarding James Gray "A" Lease, Well No. 3 (0626027) Permit, Wildcat Field, Newton County, Texas. Violation of Statewide Rule 8(d)(1).
31. LP-Gas Docket No. 1960: Southwest Convenience Stores, LLC enforcement action for violation of LP-Gas Safety Rule §9.17(e)(1-2), at 603 West University, Odessa, Ector County, Texas.
32. LP-Gas Docket No. 2019: Targa Midstream Services, LTD enforcement action for violation of LP-Gas Safety Rule §9.135, at B & M Supply & Gas Co., Aspermont, Stonewall County, Texas.
33. LP-Gas Docket No. 2028: Ferrellgas, LP, enforcement action for violation of LP-Gas Safety Rule §9.135, at Tractor Supply Co., 805 State Hwy 21 East, Caldwell, Burleson County, Texas.

**MINUTES – APRIL 14, 2009**

34. LP-Gas Docket No. 2029: Ferrellgas, LP, enforcement action for violation of LP-Gas Safety Rule §9.401 (adopting by reference §6.2.1 and §9.4.8 of the NFPA 58), at National Butane Gas Co. S/N: B08809, 5501 George McVay, McAllen, Hidalgo County, Texas.
35. GUD Docket No. 9847: Cowtown Pipeline L.P. enforcement action for violation of Pipeline Safety Rule 16 TAC §8.115, at 777 West Rosedale Street, Ste. 300, Fort Worth, Tarrant County, Texas.
36. Damage Prevention Docket No. 000370: Jim Berry Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 7310 Hollytree Lane, Tyler, Smith County, Texas.
37. Damage Prevention Docket No. 000725: Ransco enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 6 Cheshem Mews, Missouri City, Fort Bend County, Texas.
38. Damage Prevention Docket No. 001102: CPS Energy enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1950 NE Loop 410 (NE Loop 410 and Ira Lee), San Antonio, Bexar County, Texas.
39. Damage Prevention Docket No. 001114: CPS Energy enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Stone Oak (Tynedale Trace), San Antonio, Bexar County, Texas.
40. Damage Prevention Docket No. 001485: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.5(a), at 335 Village Creek Drive, Houston, Harris County, Texas.
41. Damage Prevention Docket No. 001529: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 18446 I-45, Houston, Harris County, Texas.
42. Damage Prevention Docket No. 001658: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.8(a) and 18.11(a), at 501 Grey Oak Circle, Caldwell, Burleson County, Texas.
43. Damage Prevention Docket No. 001664: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.5(a) and 18.8(b), at 934 Pollard, Dallas, Dallas County, Texas.
44. Damage Prevention Docket No. 001675: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.5(a) and 18.8(a), at 6500 Storm (Greenfield Drive), Watauga, Tarrant County, Texas.
45. Damage Prevention Docket No. 001752: Calhar Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 2802 Astar (Forum Drive), Grand Prairie, Tarrant County, Texas.

**MINUTES – APRIL 14, 2009**

46. Damage Prevention Docket No. 001786: Flint Energy Services Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at Intersection of Hwy 490 and 681, McCook, Starr County, Texas.
47. Damage Prevention Docket No. 001831: City of Copperas Cove enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(e) and 18.11(b), at 405 North 17th, Copperas Cove, Coryell County, Texas.
48. Damage Prevention Docket No. 001834: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1404 Tanglewood, Wichita Falls, Wichita County, Texas.
49. Damage Prevention Docket No. 001898: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1408 South Teal Lane (Pintail), Sherman, Grayson County, Texas.
50. Damage Prevention Docket No. 001939: Calhar Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 2901 Denton Tapp, Coppell, Dallas County, Texas.
51. Damage Prevention Docket No. 001991: Calhar Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 14028 Elderado Parkway, Frisco, Collin County, Texas.
52. Damage Prevention Docket No. 001997: S.J. Louis Construction of Texas enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.3(e), at Southwest Side Intersection of (Cobb Drive and Hillcrest Drive), Waco, McLennan County, Texas.
53. Damage Prevention Docket No. 002005: H & G Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 7600 Blk. Slough (Slough and Rodd Field Road), Corpus Christi, Nueces County, Texas.
54. Damage Prevention Docket No. 002013: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1340 Meadow Glen (Ten Bar Trail), Southlake, Tarrant County, Texas.
55. Damage Prevention Docket No. 002030: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 5020 Park W., Plano, Collin County, Texas.
56. Damage Prevention Docket No. 002039: Dakota Utility Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at Creek Run at Cotton Wood, Fort Worth, Tarrant County, Texas.
57. Damage Prevention Docket No. 002052: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.5(a), at 50 E. Broad Oaks, Houston, Harris County, Texas.

**MINUTES – APRIL 14, 2009**

58. Damage Prevention Docket No. 002056: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 4213 Wylie Post (Midway), Addison, Dallas County, Texas.

59. Damage Prevention Docket No. 002093: City of Tyler enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.4(a) and 18.11(b), at 302 E. Callahan (Donneybrook Avenue), Tyler, Smith County, Texas.

60. Damage Prevention Docket No. 002207: Calhar Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 401 Main, Lake Dallas, Denton County, Texas.

61. Damage Prevention Docket No. 002224: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1300 Heritage (Wisteria), Mansfield, Tarrant County, Texas.

62. Damage Prevention Docket No. 002241: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2100 Barron La (Martha Lane), Fort Worth/Fort Worth Water Dept., Tarrant County, Texas.

63. Damage Prevention Docket No. 002431: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1911 N. Bell Blvd., Cedar Park, Williamson County, Texas.

64. Damage Prevention Docket No. 002516: City of Tyler -Water Dept. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.4(b) and 18.11(b), at 2014 Roger (Lex Avenue), Tyler, Smith County, Texas.

65. Damage Prevention Docket No. 002520: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 201 University Oaks Blvd. (University Blvd.), Round Rock, Williamson County, Texas.

66. Damage Prevention Docket No. 002535: RWL Construction, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 11139 Tall Timbers Drive, Houston, Harris County, Texas.

67. Damage Prevention Docket No. 002556: City of Port Arthur enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a) and 8.11(b), at 625 West 18th (Raymond Scott), Port Arthur, Jefferson County, Texas.

68. Damage Prevention Docket No. 002600: Hawk Plumbing, Heating & A.C., Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a) and 8.11(b), at 8801 Lake Country (Skylake), Fort Worth, Tarrant County, Texas.

69. Damage Prevention Docket No. 002616: City of Tyler-Water Dept. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 409 N. College (E. Locust), Tyler, Smith County, Texas.

**MINUTES – APRIL 14, 2009**

70. Damage Prevention Docket No. 002629: City of Garland (Stormwater) enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 630 Malibu (Miami), Garland, Dallas County, Texas.

71. Damage Prevention Docket No. 002676: Universal Ornaments enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a) and 8.11(b), at 58 Kingscote Way, Houston, Harris County, Texas.

72. Damage Prevention Docket No. 002687: J.T. Dersner, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at Whitney (Wyatt), White Settlement, Tarrant County, Texas.

73. Damage Prevention Docket No. 002697: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at Pasadena Blvd (Red Bluff), Pasadena, Harris County, Texas.

74. Damage Prevention Docket No. 002699: Fannin Tree Farm enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 5040 West Park (Ventura), Plano, Collin County, Texas.

75. Damage Prevention Docket No. 002729: RWL Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 11613 Timber Hollow Drive, Houston, Harris County, Texas.

76. Damage Prevention Docket No. 002740: City of Garland (Street Dept.) enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 4929 Miami, Garland, Dallas County, Texas.

77. Damage Prevention Docket No. 002749: R.K. Wheaton Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 300 Blk. Chimney Rock, Houston, Harris County, Texas.

78. Damage Prevention Docket No. 002779: RWL Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 11723 Timber Hollow, Houston, Harris County, Texas.

79. Damage Prevention Docket No. 002799: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 10418 Norvic Street, Houston, Harris County, Texas.

80. Damage Prevention Docket No. 002814: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 3823 White Summitt (Glenmore), Melissa, Collin County, Texas.

81. Damage Prevention Docket No. 002827: Coserv Gas, LTD enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.5(a), at 1119 Pasatiempo, Frisco, Denton County, Texas.

82. Damage Prevention Docket No. 002846: Tri Dal Celina LTD enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 2855 Main Drive (Cantey), Fort Worth, Tarrant County, Texas.



**MINUTES – APRIL 14, 2009**

83. Damage Prevention Docket No. 002848: City of San Angelo enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 1017 Avondale, San Angelo, Tom Green County, Texas.

84. Damage Prevention Docket No. 002855: Katy Home Remodeling enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 23238 Lidstone Point Ct., Houston, Harris County, Texas.

85. Damage Prevention Docket No. 002877: Calhar Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 2000 Westlake (Custer Road), Plano, Collin County, Texas.

86. Damage Prevention Docket No. 002895: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1507 SE 1st Street (SE 14th Avenue), Mineral Wells, Palo Pinto County, Texas.

87. Damage Prevention Docket No. 002932: Calhar Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 915 Finn (Goode), Hutchins, Dallas County, Texas.

88. Damage Prevention Docket No. 002953: Ed Bell Construction Co. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 3320 Long Prairie (Cross Timbers/1171), Flower Mound, Denton County, Texas.

89. Damage Prevention Docket No. 002958: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 131 Londonderry, Denton, Denton County, Texas.

90. Damage Prevention Docket No. 002996: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.8(a) and 18.11(a), at 35 Palo Verde Drive (Paredes Line Road), Brownsville, Cameron County, Texas.

91. Damage Prevention Docket No. 002997: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 2625 Macon (Bexar), Dallas, Dallas County, Texas.

92. Damage Prevention Docket No. 003014: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at South 19th and West Avenue L, Temple, Bell County, Texas.

93. Damage Prevention Docket No. 003018: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2515 Denison Street, Denton, Denton County, Texas.

94. Damage Prevention Docket No. 003021: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.8(b) and 18.11(b), at 335 Old FM 306, New Braunfels, Comal County, Texas.

**MINUTES – APRIL 14, 2009**

95. Damage Prevention Docket No. 003022: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2100 William Joel Bryan Parkway, Bryan, Brazos County, Texas.

96. Damage Prevention Docket No. 003024: E-Z Bel Construction enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.4(a), 18.11(b), and 18.11(b), at 354 West Sunset, San Antonio, Bexar County, Texas.

97. Damage Prevention Docket No. 003032: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 6202 4th Street, Lubbock, Lubbock County, Texas.

98. Damage Prevention Docket No. 003033: Space Age Communication enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at 6202 4th Street, Lubbock, Lubbock County, Texas.

99. Damage Prevention Docket No. 003035: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 3205 Palacios Avenue, Dallas, Dallas County, Texas.

100. Damage Prevention Docket No. 003038: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1513 Francis (Maryland), Carrollton/Francis Perry Estate, Dallas County, Texas.

101. Damage Prevention Docket No. 003039: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 602 Cactus Bend Drive (Settlers Valley), Pflugerville, Travis County, Texas.

102. Damage Prevention Docket No. 003040: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 8350 Denton Drive (Lovers Lane), Dallas, Dallas County, Texas.

103. Damage Prevention Docket No. 003043: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1924 Paloma Way, Arlington, Tarrant County, Texas.

104. Damage Prevention Docket No. 003044: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 1924 Paloma Way, Arlington, Tarrant County, Texas.

105. Damage Prevention Docket No. 003045: City of Arlington enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.8(a) and 18.11(b), at 2600 S. Good-Lattimer Expressway (Clarence Street), Dallas, Dallas County, Texas.

106. Damage Prevention Docket No. 003046: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.8(a) and 18.11(b), at 1018 North Duncanville Road, Duncanville, Dallas County, Texas.

**MINUTES – APRIL 14, 2009**

107. Damage Prevention Docket No. 003052: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 108 Fontana Ct. (San Mateo Drive), Allen/Allen, Collin County, Texas.

108. Damage Prevention Docket No. 003053: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 699 South Ohio Drive (Ash), Celina, Collin County, Texas.

109. Damage Prevention Docket No. 003055: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 10901 Promised Land Drive (Elm Wood and Plantation Drive), Collin/Plantation, Collin County, Texas.

110. Damage Prevention Docket No. 003059: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 4201 Haltom Road (Caroldean Ct.), Haltom City, Tarrant County, Texas.

111. Damage Prevention Docket No. 003060: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 306 E. Rochelle Blvd., Irving, Dallas County, Texas.

112. Damage Prevention Docket No. 003063: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 5004 Silver Crest Drive, Wichita Falls, Wichita County, Texas.

113. Damage Prevention Docket No. 003064: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 4121 Haltom Road (Stanley Keller Road), Haltom City, Tarrant County, Texas.

114. Damage Prevention Docket No. 003066: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at FM 2094 (Seminole Drive), League City, Galveston County, Texas.

115. Damage Prevention Docket No. 003074: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 204 Palo Verde (Tupelo Drive), Brownsville, Cameron County, Texas.

116. Damage Prevention Docket No. 003076: Utilitex enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(e), 18.11(b), and 18.11(b), at 112 West 12th Avenue (South Main), Corsicana, Navarro County, Texas.

117. Damage Prevention Docket No. 003080: Bell Contractors enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 1545 Connell (Hwy 190), Belton, Bell County, Texas.

118. Damage Prevention Docket No. 003081: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1545 Connell (Hwy 190), Belton, Bell County, Texas.

**MINUTES – APRIL 14, 2009**

119. Damage Prevention Docket No. 003090: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 117 Painted Horse Trail (Hunters Run), Waco, McLennan County, Texas.

120. Damage Prevention Docket No. 003093: JMH Electric, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 3805 Levelle, Longview, Gregg County, Texas.

121. Damage Prevention Docket No. 003094: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 701 Oakland Avenue (Tremont Avenue), Austin, Travis County, Texas.

122. Damage Prevention Docket No. 003097: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1202 North Bradley, McKinney, Collin County, Texas.

123. Damage Prevention Docket No. 003098: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Barton Springs Road (Robert E.Lee), Austin, Travis County, Texas.

124. Damage Prevention Docket No. 003099: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2527 Hightrail Drive (Northmoore), Carrollton, Dallas County, Texas.

125. Damage Prevention Docket No. 003101: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 909 North Bowser (Alpha), Richardson, Dallas County, Texas.

126. Damage Prevention Docket No. 003102: City of Richardson enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at 909 North Bowser (Alpha), Richardson, Dallas County, Texas.

127. Damage Prevention Docket No. 003103: S J Louis Construction of Texas enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.3(e), at 3807 Cobbs (Hillcrest), Waco, McLennan County, Texas.

128. Damage Prevention Docket No. 003112: City of Bryan enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.10(b) and 18.11(b), at 2511 Rountree (Williamson), Bryan, Brazos County, Texas.

129. Damage Prevention Docket No. 003113: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 3004 Sherwood (Allendale/Sherwood), Colleyville, Tarrant County, Texas.

130. Damage Prevention Docket No. 003115: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1829 Westcreek (Timbercreek), Garland, Dallas County, Texas.

**MINUTES – APRIL 14, 2009**

131. Damage Prevention Docket No. 003117: Bell Contractors enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.10(b), at 1410 Connell Street (Avenue O), Belton, Bell County, Texas.

132. Damage Prevention Docket No. 003118: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1515 Connell, Belton, Bell County, Texas.

133. Damage Prevention Docket No. 003119: Bell Contractors enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 1515 Connell, Belton, Bell County, Texas.

134. Damage Prevention Docket No. 003121: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1111 North Race, Stephenville, Erath County, Texas.

135. Damage Prevention Docket No. 003123: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 142 West Irving Blvd. (Hastings), Irving, Dallas County, Texas.

136. Damage Prevention Docket No. 003124: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 3425 Hillcrest Drive (North 35th Street), Waco, McLennan County, Texas.

137. Damage Prevention Docket No. 003126: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 14233 Duncum (Barbara Mae Blvd.), Houston/Cloverleaf Subdivision Harris County, Texas.

138. Damage Prevention Docket No. 003128: Thedford Construction Company enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.4(b) and 18.10(b), at 200 Bedford Place (Windover), Bullard, Smith County, Texas.

139. Damage Prevention Docket No. 003130: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.8(a) and 18.11(b), at 2005 Mountain Wind, Bryan, Brazos County, Texas.

140. Damage Prevention Docket No. 003132: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 506 West Avenue F (5th Street), Garland, Dallas County, Texas.

141. Damage Prevention Docket No. 003133: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 222 Mansfield Blvd. (Manor Way), Sunnyvale, Dallas County, Texas.

142. Damage Prevention Docket No. 003134: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 5921 Kimberly Kay Drive (Durringer Road), Fort Worth, Tarrant County, Texas.

**MINUTES – APRIL 14, 2009**

143. Damage Prevention Docket No. 003135: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1502 Duncan Perry, Grand Prairie, Tarrant County, Texas.

144. Damage Prevention Docket No. 003137: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Westgate (Pike Blvd.), Weslaco, Hidalgo County, Texas.

145. Damage Prevention Docket No. 003139: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 530 South Poplar (Hwy 56 East), Bonham, Fannin County, Texas.

146. Damage Prevention Docket No. 003141: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 5808 Blakemoor (Halloran Street), Fort Worth, Tarrant County, Texas.

147. Damage Prevention Docket No. 003142: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Quail Drive and Belt Line, Balch Springs, Dallas County, Texas.

148. Damage Prevention Docket No. 003144: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 4340 Harry Hines Blvd., Dallas, Dallas County, Texas.

149. Damage Prevention Docket No. 003145: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1301 West Pleasant Run (Cockrell Hill), DeSoto, Dallas County, Texas.

150. Damage Prevention Docket No. 003146: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 29 West Parnell (Loy Street), Denison, Grayson County, Texas.

151. Damage Prevention Docket No. 003147: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 2108 Stonehaven (Ambleside Drive), Colleyville/Stonehaven, Tarrant County, Texas.

152. Damage Prevention Docket No. 003148: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 408 Grants Parkway (Surrey Circle), Arlington, Tarrant County, Texas.

153. Damage Prevention Docket No. 003149: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1340 FM 392, A37-1, Hardeman County, Texas.

154. Damage Prevention Docket No. 003150: Waggoner and Son Electric Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at 1340 FM 392, A37-1, Hardeman County, Texas.

**MINUTES – APRIL 14, 2009**

155. Damage Prevention Docket No. 003151: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1637 South Henderson Street (West Maddox Avenue), Fort Worth/City of Fort Worth Water Dept., Tarrant County, Texas.

156. Damage Prevention Docket No. 003152: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 5016 Carodine Road, Haltom City, Tarrant County, Texas.

157. Damage Prevention Docket No. 003154: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2503 Old Omen (McDonald), Tyler/Old Omen, Smith County, Texas.

158. Damage Prevention Docket No. 003155: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 201 CR 1113, Brashear, Hopkins, County, Texas.

159. Damage Prevention Docket No. 003157: San Antonio Water System enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.10(b) and 18.11(b), at 117 Brady Blvd. (Frio City Road), San Antonio, Bexar County, Texas.

160. Damage Prevention Docket No. 003158: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 14th Street and Front, Caldwell, Burleson County, Texas.

161. Damage Prevention Docket No. 003165: Absolute General Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a) and 18.11(b), at 0 Butterfly Bush (Thymus), San Antonio, Bexar County, Texas.

162. Damage Prevention Docket No. 003167: A & A Cable Contractors Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.10(b) and 18.11(b), at 3813 Oakbriar Lane (Cheeksparger Road), Colleyville, Tarrant County, Texas.

163. Damage Prevention Docket No. 003171: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 405 Woodbriar Ct. (Oakbriar Lane), Colleyville, Tarrant County, Texas.

164. Damage Prevention Docket No. 003172: F & W Contractors enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(e) and 18.11(b), at NW Military Hwy (Wurzbach Parkway), San Antonio, Bexar County, Texas.

165. Damage Prevention Docket No. 003173: Gary Pools enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at 7511 Valley Trails (Alderwood), San Antonio, Bexar County, Texas.

166. Damage Prevention Docket No. 003174: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1108 Spring Street (7th Street East), Waco, McLennan County, Texas.

**MINUTES – APRIL 14, 2009**

167. Damage Prevention Docket No. 003177: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 11606 Glen Knoll Ct. (Glen Knoll), Houston, Harris County, Texas.

168. Damage Prevention Docket No. 003178: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 13866 Foxford Way (Queenstown Road), Houston, Harris County, Texas.

169. Damage Prevention Docket No. 003180: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 711 West 32nd Street (Kings Lane), Austin, Travis County, Texas.

170. Damage Prevention Docket No. 003182: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 750 6th Street, Hawley, Taylor County, Texas.

171. Damage Prevention Docket No. 003184: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 735 Knight (6th Street), Irving, Dallas County, Texas.

172. Damage Prevention Docket No. 003185: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Paramount (St. Augustine), Dallas, Dallas County, Texas.

173. Damage Prevention Docket No. 003187: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2650 Chambers (Macarthur), Lewisville, Denton County, Texas.

174. Damage Prevention Docket No. 003188: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 421 W. Brookside (Old College), Bryan, Brazos County, Texas.

175. Damage Prevention Docket No. 003189: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 6044 East Lovers Lane (Skillman), Dallas, Dallas County, Texas.

176. Damage Prevention Docket No. 003190: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 417 E. Main (Bascom Road), Whitehouse, Smith County, Texas.

177. Damage Prevention Docket No. 003191: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 15718 Cascading Brook Way, Cypress, Harris County, Texas.

178. Damage Prevention Docket No. 003194: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1311 Brunner, Dallas, Dallas County, Texas.



**MINUTES – APRIL 14, 2009**

179. Damage Prevention Docket No. 003195: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2209 Plymouth Rock Road (Independence), Abilene, Taylor County, Texas.

180. Damage Prevention Docket No. 003196: City of Abilene enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 2209 Plymouth Rock Road (Independence), Abilene, Taylor County, Texas.

181. Damage Prevention Docket No. 003202: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Custer and Plainview Road, Seymour, Baylor County, Texas.

182. Damage Prevention Docket No. 003203: Stevenson Construction Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at Custer and Plainview Road, Seymour, Baylor County, Texas.

183. Damage Prevention Docket No. 003206: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Connell Street (Loop 121), Belton, Bell County, Texas.

184. Damage Prevention Docket No. 003207: Bell Contractors enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at Connell Street (Loop 121), Belton, Bell County, Texas.

185. Damage Prevention Docket No. 003208: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 2537 West Pleasant Run Road, Lancaster, Dallas County, Texas.

186. Damage Prevention Docket No. 003210: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 203 and 205 University (Varsity), Arlington, Tarrant County, Texas.

187. Damage Prevention Docket No. 003213: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 7950 Camp Bowie West (Cherry), Fort Worth, Tarrant County, Texas.

188. Damage Prevention Docket No. 003214: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 918 North Oregon (Rio Grande), El Paso, El Paso County, Texas.

189. Damage Prevention Docket No. 003216: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 306 Grand, Amarillo, Potter County, Texas,

190. Damage Prevention Docket No. 003217: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2418 Brush Hollow Road, Houston, Harris County, Texas.

191. Damage Prevention Docket No. 003219: San Antonio Water System enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at 3534 Red Oak (IH 10), San Antonio, Bexar County, Texas.

**MINUTES – APRIL 14, 2009**

192. Damage Prevention Docket No. 003222: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 702 E. Fannin (Lon Street), Marshall, Harrison County, Texas.

193. Damage Prevention Docket No. 003224: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1615 Lopo (Garden Ridge), Flower Mound, Denton County, Texas.

194. Damage Prevention Docket No. 003225: Aleman Construction enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 1615 Lopo (Garden Ridge), Flower Mound, Denton County, Texas.

195. Damage Prevention Docket No. 003226: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2422 Lapsley Street, Dallas, Dallas County, Texas.

196. Damage Prevention Docket No. 003228: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1804 Ems Road West (Granada Road), Fort Worth/City of Fort Worth Water Dept., Tarrant County, Texas.

197. Damage Prevention Docket No. 003229: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2031 Tidwell (Aldine Westfield), Houston, Harris County, Texas.

198. Damage Prevention Docket No. 003231: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2021 5th Street (Present Street), Missouri City, Fort Bend County, Texas.

199. Damage Prevention Docket No. 003234: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 2505 Steck Avenue (Burnet Road), Austin, Travis County, Texas.

200. Damage Prevention Docket No. 003236: Garick Electric enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.4(a), 18.11(b), and 18.11(b), at 7420 Remcon (Mesa Street), El Paso, El Paso County, Texas.

201. Damage Prevention Docket No. 003237: Fannin Tree Farm enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 1901 Preston, Plano, Collin County, Texas.

202. Damage Prevention Docket No. 003238: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at North McColl Road (Camellia Street), McAllen, Hidalgo County, Texas.

203. Damage Prevention Docket No. 003240: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1818 Cindy, Denton, Denton County, Texas.

**MINUTES – APRIL 14, 2009**

204. Damage Prevention Docket No. 003242: H & B Contractors enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC 18.11(b) and 18.11(b), at 607 South Andrews (Ward), Waco, McLennan County, Texas.

205. Damage Prevention Docket No. 003243: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 607 South Andrews (Ward), Waco, McLennan County, Texas.

206. Damage Prevention Docket No. 003244: Tiseo Paving Co. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at Old Denton and Alyssa (Jackson), Carrollton, Dallas County, Texas.

207. Damage Prevention Docket No. 003246: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at SW Corner Bus 281 and Canton Road (Closner), Edinburg, Hidalgo County, Texas.

208. Damage Prevention Docket No. 003247: Austin Traffic Signal Construction Co. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at SW Corner Bus 281 and Canton Road (Closner), Edinburg, Hidalgo County, Texas.

209. Damage Prevention Docket No. 003248: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 15 North 33rd (Central Ave.), Temple, Bell County, Texas.

210. Damage Prevention Docket No. 003250: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 3115 Pine (North 32nd ), Waco, McLennan County, Texas.

211. Damage Prevention Docket No. 003251: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 2032 WE Roberts (SW 21st Street), Grand Prairie, Dallas County, Texas.

212. Damage Prevention Docket No. 003252: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 4504 Elana Court (Wickersham Lane), Austin, Travis County, Texas.

213. Damage Prevention Docket No. 003254: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 109 West Randol Mill Road, Arlington, Tarrant County, Texas.

214. Damage Prevention Docket No. 003255: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 7003 Ten Oaks Circle (Misty Slope), Austin, Travis County, Texas.

215. Damage Prevention Docket No. 003256: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 320 South Denton, Justin, Denton County, Texas.

**MINUTES – APRIL 14, 2009**

216. Damage Prevention Docket No. 003257: Haros Brothers Construction enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a) and 18.11(b), at Airport and Delphine, Terrell, Kaufman County, Texas.

217. Damage Prevention Docket No. 003259: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 316 South Denton Ave. (Dorothy), Justin, Denton County, Texas.

218. Damage Prevention Docket No. 003261: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 1 Goodwin Road (Farm-to-Market Road 492 and 3 Mile Line Road), Doffing, Hidalgo County, Texas.

219. Damage Prevention Docket No. 003262: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 7777 Warren Parkway (Preston Road), Frisco/Frisco Bridges, Collin County, Texas.

220. Damage Prevention Docket No. 003265: Fence Contracting Company enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at 7138 South Padre Island Drive (Rodd Field Road), Corpus Christi, Nueces County, Texas.

221. Damage Prevention Docket No. 003266: San Antonio Water System enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.10(b) and 18.11(b), at 147 Shady Rill (Birchwood), San Antonio, Bexar County, Texas.

222. Damage Prevention Docket No. 003272: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at North Fannin (2nd Street), Elsa, Hidalgo County, Texas.

223. Damage Prevention Docket No. 003276: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 319 Woodard (Douglas), Cleburne, Johnson County, Texas.

224. Damage Prevention Docket No. 003279: Wheatland Hotels LTD enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 2700 Travis, DeSoto, Dallas County, Texas.

225. Damage Prevention Docket No. 003280: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1008 Grants Pkwy. (Collins), Arlington, Tarrant County, Texas.

226. Damage Prevention Docket No. 003286: A & L Underground, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.10(b) and 18.11(b), at Bruhn and Canavan, San Antonio, Bexar County, Texas.

227. Damage Prevention Docket No. 003287: Thedford Construction Company enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.10(b), at 7343 Rockpoint (Balsam Gap and Rockpoint), Tyler/Cumberland Gap Subdivision, Smith County, Texas.

**MINUTES – APRIL 14, 2009**

228. Damage Prevention Docket No. 003289: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 1001 Crystal Falls Parkway (South Bagdad Road), Leander, Williamson County, Texas.

229. Damage Prevention Docket No. 003290: R & R Ditching Service Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 1001 Crystal Falls Parkway (S. Bagdad Road), Leander, Williamson County, Texas.

230. Damage Prevention Docket No. 003291: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 412 E. Main (Bascum Road), Whitehouse, Smith County, Texas.

231. Damage Prevention Docket No. 003292: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 14018 CR 46 (CR 48), Tyler, Smith County, Texas.

232. Damage Prevention Docket No. 003294: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(b), at 3200 E. Randol Mill Road (110th Street), Arlington, Tarrant County, Texas.

233. Damage Prevention Docket No. 003300: Caprock Energy enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.4(b), 18.11(b), and 18.11(b), at CR 2600 and FM 1212, Stanton/Intersection FM 1212 and CR 2600, Martin County, Texas.

234. Damage Prevention Docket No. 003301: Coserv Gas, LTD enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at 761 Calaveras Court (Somerville), Prosper, Collin County, Texas.

235. Damage Prevention Docket No. 003303: City of Pecos enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 1220 South Ash Street (13th Street), Pecos, Reeves County, Texas.

236. Damage Prevention Docket No. 003312: Atkins Brothers Equipment Co., Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.11(b), at 2103 Fordham Road, Dallas, Dallas County, Texas.

237. Damage Prevention Docket No. 003314: City of Baytown enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.3(a), at 3804 Trailwood (Massey Tompkins Road), Baytown, Harris County, Texas.

238. Damage Prevention Docket No. 003316: Key Utilities enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.11(b) and 18.11(b), at 800 Sylvan, Garland, Dallas County, Texas.

**MINUTES – APRIL 14, 2009**

239. Damage Prevention Docket No. 003318: JTP Utilities Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 1008 Southmont, Denton, Denton County, Texas.

240. Damage Prevention Docket No. 003319: City of Thorndale enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(e), 18.10(b), 18.11(b) and 18.11(b), at 112 Wuensche, Thorndale, Milam County, Texas.

241. Damage Prevention Docket No. 003328: Gra-Tex Utilities, Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.10(b) and 18.11(b), at 924 Meadow Oaks (Collins), Grand Prairie/Meadow Oaks, Tarrant County, Texas.

242. Damage Prevention Docket No. 003330: C. E. Barker Inc. enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.4(a), 18.11(b), and 18.11(b), at 11500 Barkers Cypress, Cypress, Harris County, Texas.

243. Damage Prevention Docket No. 003333: J & K Fencing enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 15702 Banty Falls Ct., Houston, Harris County, Texas.

244. Damage Prevention Docket No. 003336: Coserv Gas, LTD enforcement action for violation of Underground Pipeline Damage Prevention Rule 16 TAC §18.8(a), at Virginia Parkway (Virginia Hills Drive), McKinney, Collin County, Texas.

245. Damage Prevention Docket No. 003365: Fresno Fence enforcement action for violation of Underground Pipeline Damage Prevention Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 11907 Orchard Mountain Drive, Houston, Harris County, Texas.

**OIL AND GAS UNPROTESTED**

**CONSENT AGENDA**

The Commission unanimously approved the following applications:

246. O&G 03-0260582: Century Exploration Houston, Inc to consider unitization and secondary recovery authority for the Mil-Vid Prop. Et al. A-152 Oil Unit, Adams Ranch (Yegua Dy-2) Field, Jasper County, Texas.

247. O&G 06-0260837: EOG Resources, Inc. to consider consolidation of the Appleby, N. (Pettit), Appleby, N. (Rodessa), Appleby, N. (Rodessa, Upper) and Appleby, N. (Travis Peak) Fields into a single field to be known as the Appleby, N. (Rod-tp Cons) Field; and to adopt field rules for the proposed consolidated field, Nacogdoches and Rusk Counties, Texas.

248. O&G 09-0260839: Creed Operating Co., LLC to consider unitization and secondary recovery authority for the Lewis-Stuart Caddo Unit Lease, Lewis-Stuart (Caddo) (53470250) Field, Montague County, Texas.

**MINUTES – APRIL 14, 2009**

249. O&G 04-0260903: Kebo Oil and Gas, Inc. to consider a net gas-oil ratio for Pistol Hill 2 (13507) Lease, Well No. 2, Roma (Yegua) (78015666) Field, Starr County, Texas.

250. O&G 04-0261253: Milagro Exploration, LLC to expand the designated interval for the Cd Nabors (Vicksburg) Field, Starr County, Texas.

251. O&G 02-0260965: Salida Exploration, LLC to consider a net gas-oil ratio for wells in the Cactus (Frio Massive) Field, Refugio County, Texas.

**MASTER DEFAULT ORDERS** (5 items; numbers 252-256)

The Commission unanimously approved the following default orders:

252. O&G 01-0248248: Bedford Oil & Gas, Inc. enforcement action regarding Dikes Estate (13395) Lease, Well No. 01, Pilgrim (Austin Chalk) (71486100) Field, Gonzales County, Texas. Violation of Statewide Rules 14(b)(2); 3(2); 22(b)(1).

253. O&G 01-0253871: Bedford Oil & Gas, Inc. enforcement action regarding Reed, Frankie (00539) Lease, Well No. 01, Dunlap (Serpentine) (26620500) Field, King (13971) Lease, Well No. 03, Drummond (Austin 1400) (26190333) Field, Caldwell County, Texas. Violation of Statewide Rule 14(b)(2) and (3).

254. O&G 01-0255016: Bedford Oil & Gas, Inc. enforcement action regarding Dowdy, A. E. (02711) Lease, Well Nos. 1, 2, 4, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, and 18, Parish, R. A. Nct-1 (02760) Lease, Well Nos. 6, 7, 8, 9, 10, 11, 13 and 14, Darst Creek (Buda) (23191333) Field, Dowdy, A. E. (14358) Lease, Well No. 19, Darst Creek (Edwards) (23191666) Field, Guadalupe County, Texas. Violation of Statewide Rules 14(b)(2); 3(1) and (2); 13(b)(1)(B).

255. O&G 02-0260209: Stone Trucking Co. Enforcement action regarding Geffert, Janie -A- (09146) Lease, Well No. 2, Houdman (Hockley) (42833200) Field, Live Oak County, Texas. Violation of Statewide Rules 14(b)(2), 3(2), 46(j).

256. O&G 02-0260557: TBC Petroleum enforcement action regarding Welder, R. H. (096794) Lease, Well No. 2, Cousins (Frio 3050) (21173020) Field, Victoria County, Texas. Violation of Statewide Rules 14(b)(2); 3(1) and (2).

**ADMINISTRATIVE MATTERS**

**EXECUTIVE OFFICE**

257. Discussion of and possible action on Fiscal Year 2010-2011 Legislative Appropriation Request and any other pending legislation affecting the Railroad Commission of Texas. The Commission received a status update by memorandum and there was no discussion or action at this time.

**OIL AND GAS DIVISION**

258. Fiscal Year 2009, Second Quarter, Oil Field Cleanup Fund quarterly report. The report was presented and accepted by the Commissioners.

**MINUTES – APRIL 14, 2009**

259. Update on the Daisetta sinkhole. The Commission received the division's latest update regarding the sinkhole.

**PUBLIC INPUT**

260. The Commission will provide an opportunity for general public input on any matter under the jurisdiction of the Commission, in accordance with the policy adopted on September 7, 2005. No member of the public provided input at this time.

The conference was adjourned at 10:47am.