

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
DIVISION FOR THE PURPOSE OF  
CONSIDERING:

CASE NO. 12888 (De Novo)  
Order No. 8768-C

APPLICATION OF FRUITLAND COALBED  
METHANE STUDY COMMITTEE FOR A POOL  
ABOLISHMENT AND EXPANSION AND TO  
AMEND RULE 4 AND 7 OF THE SPECIAL  
RULES AND REGULATIONS FOR THE BASIN-  
FRUITLAND COAL GAS POOL FOR PURPOSES  
OF AMENDED WELL DENSITY REQUIREMENTS  
FOR COALBED METHANE WELLS, SAN JUAN,  
RIO ARRIBA, MCKINLEY AND SANDOVAL COUNTIES,  
NEW MEXICO

BURLINGTON RESOURCES OIL AND GAS COMPANY'S  
REQUEST FOR A DE NOVO HEARING  
BEFORE THE  
NEW MEXICO OIL CONSERVATION COMMISSION

Comes now Burlington Resources Oil and Gas Company ("Burlington"), a party of record before the New Mexico Oil Conservation Division in Case 12888 and adversely affected by Division Order R-8768-C, dated October 15, 2002, by its attorneys Kellahin & Kellahin and pursuant to Section 70-2-13, NMSA (1978), hereby requests that the New Mexico Oil Conservation Commission hold a hearing denovo in this matter.

KELLAHIN AND KELLAHIN



By: W. Thomas Kellahin

P. O. Box 2265

Santa Fe, New Mexico 87504

(505) 982-4185

Attorney for Burlington Resources Oil and Gas Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was send by facsimile this November 12, 2992, to all counsel of record before the Division in this case as follows:

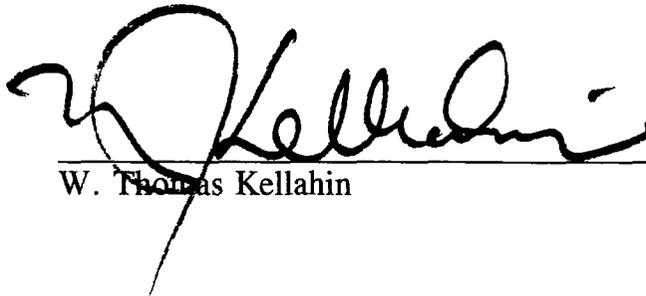
David K. Brooks, Esq. (505) 476-3462

William F. Carr, Esq. (505) 983-6043  
Attorney for BP America Inc. ("BP")

J. Scott Hall, Esq. (505) 989-9857  
Attorney for Phillips Petroleum Company

James Bruce, Esq. (505) 982-2151  
Attorney for San Juan Coal Company

John A. Dean, Esq. (505)327-6034  
Attorney for Dugan Production Company



W. Thomas Kellahin

CERTIFICATE OF SERVICE

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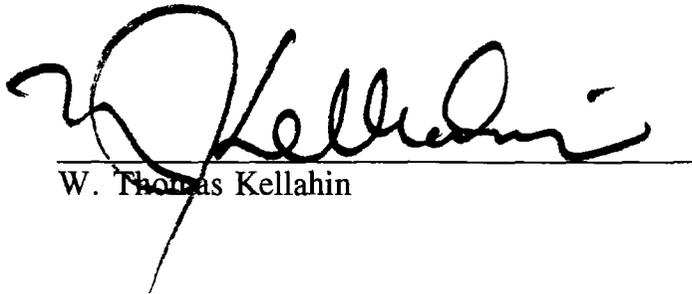
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Attorney for BP America Inc. ("BP")

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Attorney for San Juan Coal Company

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Attorney for Dugan Production Company



W. Thomas Kellahin

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

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IN THE MATTER OF THE HEARING CALLED  
BY THE OIL CONSERVATION DIVISION FOR  
THE PURPOSE OF CONSIDERING:

APPLICATION OF THE FRUITLAND COALBED  
METHANE COMMITTEE FOR POOL ABOLISHMENT  
AND EXPANSION, ETC., RIO ARRIBA, SAN JUAN,  
MCKINLEY AND SANDOVAL COUNTIES, NEW MEXICO.

Case No. 12888  
Order No. R-8768-C

APPLICATION FOR HEARING DE NOVO

San Juan Coal Company, a party adversely affected, requests that the above matter be heard *de novo* before the Oil Conservation Commission pursuant to NMSA 1978 §70-2-13 and Division Rule 1220, but only insofar as the following lands in San Juan County are involved:

Township 30 North, Range 14 West, N.M.P.M.

Section 17: All  
Section 18: All

Township 30 North, Range 15 West, N.M.P.M.

Section 13: S½  
Section 14: S½  
Section 23: All  
Section 24: All  
Section 25: All  
Section 26: All  
Section 35: All

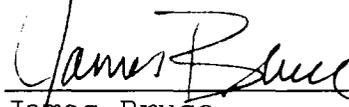
The above lands are within San Juan Coal Company's coal leases, but not covered by Case No. 12734.

San Juan Coal Company reserves the right to file an application for a stay of Order No. R-8768-C insofar as the above lands are concerned.

Respectfully submitted,

Larry P. Ausherman  
Modrall, Spering, Roehl,  
Harris & Sisk, P.A.

Charles E. Roybal  
San Juan Coal Company



James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attorneys for San Juan Coal Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record via U.S. Mail this 14th day of November, 2002:

Stephen C. Ross  
Oil Conservation Commission  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

W. Thomas Kellahin  
Kellahin & Kellahin  
Post Office Box 2265  
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John A. Dean, Jr.  
Curtis & Dean  
P.O. Drawer 1259  
Farmington, New Mexico 87499 -



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James Bruce

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

APPLICATION OF THE FRUITLAND COALBED METHANE STUDY COMMITTEE TO AMEND RULES 4 AND 7 OF THE SPECIAL RULES AND REGULATIONS FOR THE BASIN-FRUITLAND COAL (GAS) POOL AND FOR THE TERMINATION OF THE CEDAR HILL-FRUITLAND BASAL COAL POOL AND THE CONCOMITANT EXPANSION OF THE BASIN-FRUITLAND COAL (GAS) POOL, RIO ARRIBA, SAN JUAN, MCKINLEY, AND SANDOVAL COUNTIES, NEW MEXICO.

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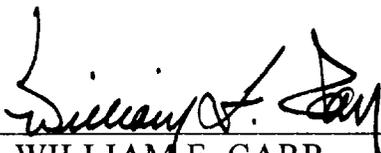
CASE NO. 12888  
ORDER NO. R-8768-C

APPLICATION FOR HEARING DE NOVO

COMES NOW BP AMERICA, INC., a party adversely affected by Order No. R-8768-C, and hereby applies for a hearing *De Novo* before the full Commission, pursuant to NMSA 1978, Section 70-2-13.

Respectfully submitted,

HOLLAND & HART, LLP

By:   
WILLIAM F. CARR  
Post Office Box 2208  
Santa Fe, New Mexico 87504  
Telephone: (505) 988-4421

ATTORNEYS FOR BP AMERICA, INC.

**CERTIFICATE OF SERVICE**

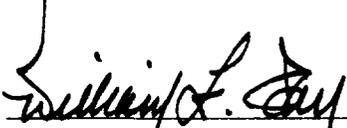
I hereby certify that a copy of the foregoing Application for Hearing *De Novo* was hand-delivered, delivered by facsimile and/or mailed this 13th day of November 2002 to the following:

Stephen Ross, Esq.  
Oil Conservation Division  
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William F. Carr

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