

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:

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

MOTION TO INCORPORATE RECORD

San Juan Coal Company ("SJCC") moves the Division for an order incorporating the record in Case No. 12734 into the record in Case No. 12888, and in support thereof, states:

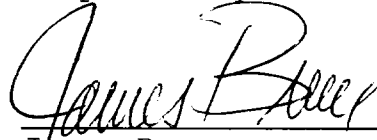
1. In Case No. 12734, Richardson Operating Company ("Richardson") requested infill drilling approval in a specific portion of the Basin-Fruitland Coal Gas Pool (the "Pool"). That request was granted by Division Order No. R-11775.

2. SJCC requested that the area covered by Case No. 12734 be excluded from the general infill case (Case No. 12888). That request was verbally granted by the Division on July 2, 2002.

3. A portion of SJCC's coal leases are outside the area covered by Case No. 12734. See Exhibit A attached hereto. In lieu of presenting testimony on SJCC's position regarding infill drilling in the Pool, insofar as it covers its coal leases outside the area affected by Order No. R-11775, SJCC requests that the entire record from Case No. 12734 be incorporated into the record in Case No. 12888.

WHEREFORE, SJCC requests that the relief requested above be granted.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "James Bruce", written over a horizontal line.

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

Larry P. Ausherman
Walter Stern
Modrall, Sperling, Roehl,
Harris & Sisk, P.A.
Post Office Box 2168
Albuquerque, New Mexico 87103
(505) 848-1800

Charles E. Roybal
San Juan Coal Company
Suite 200
300 West Arrington
Farmington, New Mexico 87401
(505) 598-4358

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 facsimile transmission this 8th day of July, 2002:

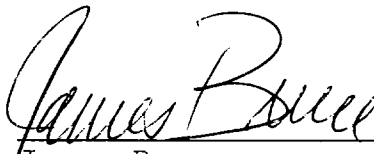
David K. Brooks
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505
Fax No. (505) 476-3462

W. Thomas Kellahin
Kellahin & Kellahin
Post Office Box 2265
Santa Fe, New Mexico 87504
Fax No. (505) 982-2047

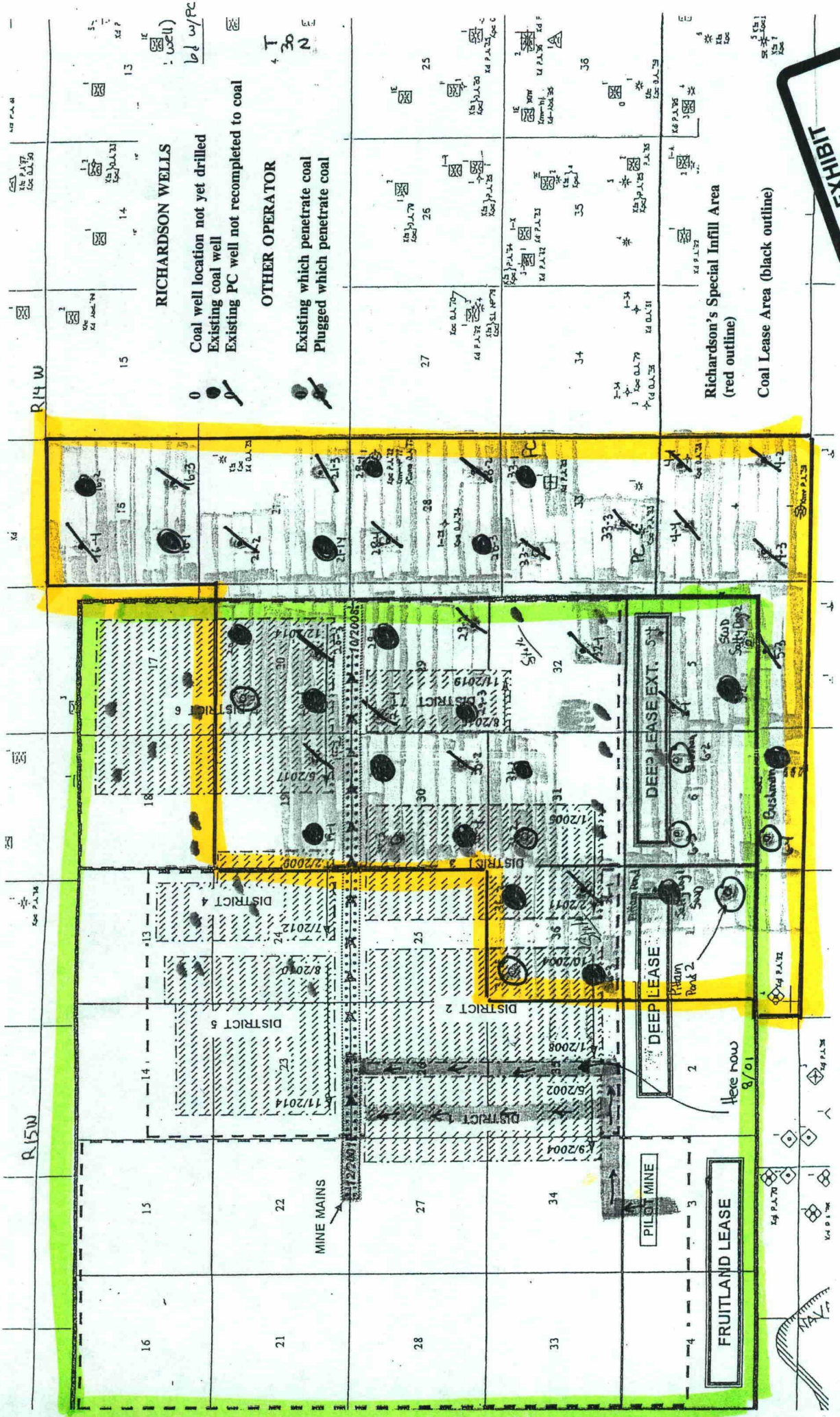
William F. Carr
Holland & Hart LLP
Post Office Box 2208
Santa Fe, New Mexico 87504
Fax No. (505) 983-6043

J. Scott Hall
Miller, Torgerson & Stratvert, P.A.
P.O. Box 1986
Santa Fe, New Mexico 87504
Fax No. (505) 989-9857

John A. Dean, Jr.
Curtis & Dean
P.O. Drawer 1259
Farmington, New Mexico 87499
(505) 327-6034

A handwritten signature in cursive script, reading "James Bruce", written over a horizontal line.

James Bruce



RICHARDSON WELLS

Coal well location not yet drilled
Existing coal well
Existing PC well not recompleted to coal

OTHER OPERATOR

Existing which penetrate coal
Plugged which penetrate coal

Richardson's Special Infill Area
(red outline)

Coal Lease Area (black outline)

