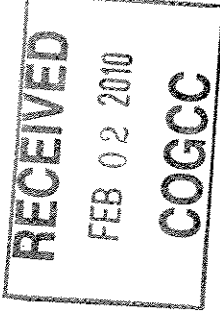


ENCANA

Encana Oil & Gas (USA) Inc.



Encana Oil & Gas (USA) Inc. tel: 720-876-5339
370 - 17th Street
Suite 1700 fax: 720-876-5339
Denver, CO 80202
www.encana.com

January 27, 2010

Mike Horner
San Miguel County
Road and Bridge Department
1120 Summit Street
Norwood, CO 81423

Via Fax No. 970-327-4090

Re: Request to Waive COGCC Rule 603.a.1
Re-file APD Andy's Mesa Fed #78 Well
SWNW, Section 34, T44N, R16W
San Miguel County, Colorado

Dear Mr. Horner:


Encana Oil & Gas (USA) Inc. is the owner of the oil and gas lease covering the captioned lands and plans to drill the referenced well on an existing location near County Road R25. The subject well will be located approximately 144' from County Road R25, survey and topo map attached for your reference.

Encana is requesting county approval to waive Colorado Oil and Gas Conservation Commission Rule 603.a.1. Specifically we are requesting to locate the well within 150' or 1 1/2 times the height of the derrick from an existing public road (County Road R25).

If you have any questions, please feel free to contact me at 720-876-5339. Upon completion of this letter please return via facsimile to 720-876-6339. Thank you in advance for your help.

Sincerely,

Encana Oil & Gas (USA) Inc.


Jévin Croteau
Regulatory Analyst

Enclosures

Waiver of COGCC Rule 603.a.1

☒ Waiver Granted
☐ Waiver Declined

By:

(Signature)

Name:

(Printed Name)

Date:

1/28/10