



**EnCana Oil & Gas (USA) Inc.**

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September 17, 2009

Mr. Dennis Ahlstrand  
Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

Re: Waiver of Rule 318  
EnCana-FEE 3-16  
Section 3-T7S-R92W  
EnCana-FEE 2-13C  
Section 2-T7S-R92W  
Garfield County, Colorado

Dear Mr. Ahlstrand:

EnCana Oil & Gas (USA) Inc. ("EnCana") desires to permit the EnCana-FEE 3-16 (formerly named EnCana-Sherowski 3-16) and EnCana-FEE 2-13C (formerly named EnCana-Sherowski 2-13C) wells to test the Williams Fork formation of the Mesaverde Group. These locations are within the physical boundaries of the Hunter Mesa Federal Unit and subject to Rule 318 of the rules and regulations of the Colorado Oil and Gas Conservation Commission ("COGCC"). Rule 318 requires that all wells drilled within a Federal unit to a depth in excess of 2,500 feet be located not less than 600 feet from exterior or interior boundaries of the unit. The bottom hole locations of the EnCana-FEE 3-16 well is 218 feet from the uncommitted tract and EnCana-FEE 2-13C well is 381 feet from the uncommitted tract lying within the Hunter Mesa Unit as shown on the attached plat.

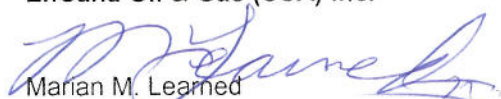
Rule 318 of the rules and regulations of the COGCC also requires that wells drilled in excess of 2,500 feet cannot be closer than 1,200 feet to other wells that would produce from the same formation. The bottom hole location of the EnCana-FEE 3-16 is 645 feet from the bottom hole of the existing Last Dance well, located within the uncommitted tract.

On January 10, 2005, the COGCC issued Order No. 191-8, which among other things, allowed Williams Fork wells to be permitted at a bottom hole location no closer than 200 feet from the boundaries of the Uncommitted Tract. EnCana owns a 50% mineral and working interest in the uncommitted tract. EnCana sent a waiver to the other 50% working interest owner requesting consent to drill the EnCana-FEE 3-16 and EnCana-FEE 10-2D wells. EnCana has received consent from the other 50% working interest owner in the uncommitted tract. Enclosed is a copy of the executed waiver letter from the consenting owner.

If you have any questions, please call me at 720-876-3575.

Sincerely,

**EnCana Oil & Gas (USA) Inc.**

  
Marian M. Learned  
Land Negotiator

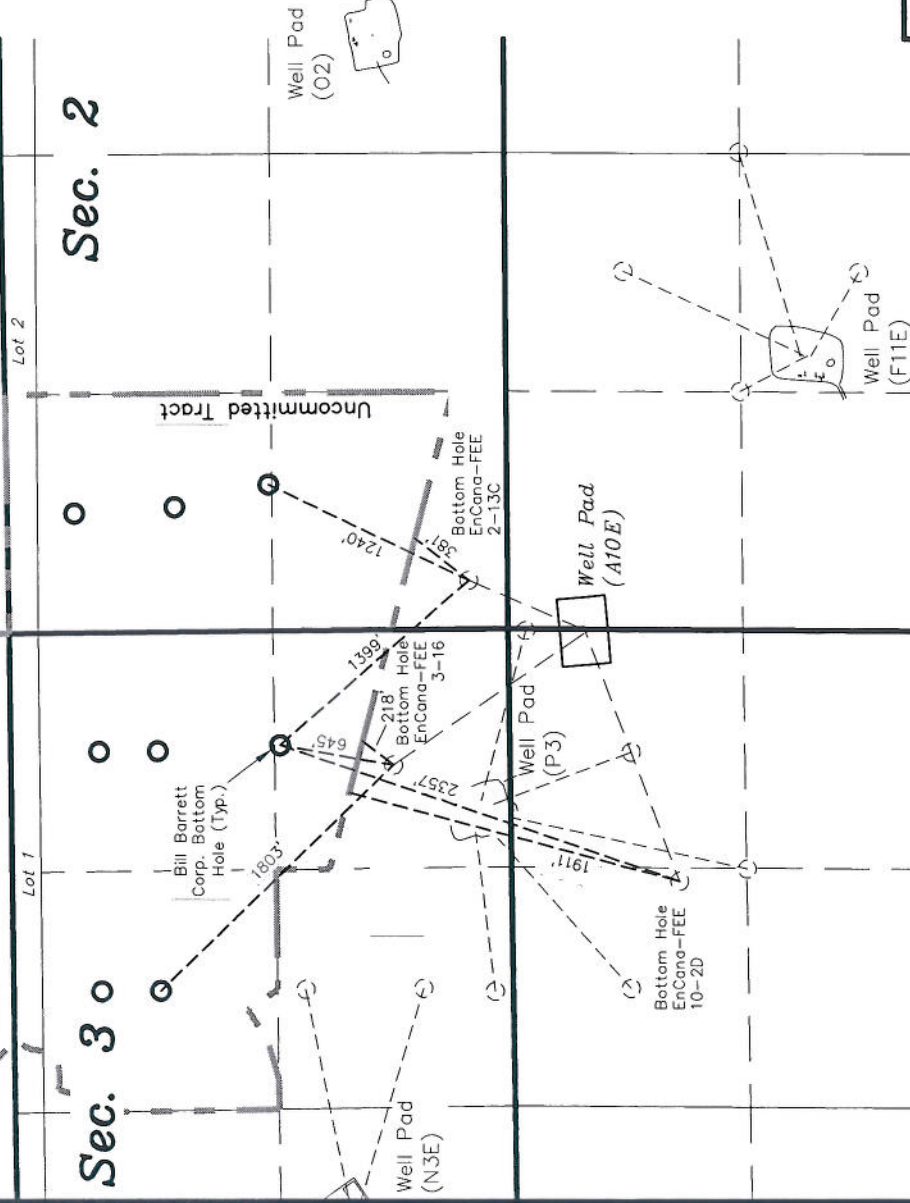
Enclosures  
Cc. Bill Barrett Corporation

T7S, R92W, 6th P.M.

ENCANA OIL & GAS (USA) INC

UNCOMMITTED TRACT PLAT

WELL PAD (A10E)



NOTE:  
THE BILL BARRETT CORP. BOTTOM HOLE  
WERE PLOTTED HEREON USING FOOTAGES  
AS REPORTED ON THE COGCC WEB SITE  
(OIL-GAS.STATE.CO.US) AND/OR AS  
PROVIDED BY ENCANA OIL & GAS (U.S.A)  
INC.

<b>TRI STATE LAND SURVEYING &amp; CONSULTING</b> 180 NORTH VERNAL AVE. — VERNAL, UTAH 84078 (435) 781-2501			<b>SHEET</b>  <b>1</b>  <b>OF 1</b>
DATE SURVEYED: 10-20-06	SURVEYED BY: C.D.S.		
DATE DRAWN: 09-09-08	DRAWN BY: R.V.C.		
REVISED: 09-17-09 L.C.S.	SCALE: 1" = 1000'		