

MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT


This Memorandum of Surface Damage and Release Agreement is executed by Gerald D. Cook and Kyong A. Cook, husband and wife, whose address is 602 County Road 303, Parachute, Colorado 81635 ("Surface Owner") and Encana Oil & Gas (USA) Inc., 370 17th, Suite 1700, Denver, Colorado 80202 ("Encana") and placed of record in Garfield County, Colorado for the purpose of placing all persons on notice of the existence of that certain unrecorded Surface Damage and Release Agreement between Surface Owner and Encana dated the 23rd day of July, 2010 (the "Agreement").

The Agreement provides for the use of the surface of the land described below by Encana in connection with certain oil and gas operations and for the compensation to Surface Owner for all damages to the surface of the land associated with the drilling, construction, testing, completion, recompletion, reworking, re-entry, production, maintenance and operation of the well(s) and all pipelines, tank batteries, and other facilities or property of Encana or its affiliates associated with the well(s) located on the PB20 wellsite to be located in:

Township 7 South, Range 95 West, 6th P.M.
Section 20: NWNE
Garfield County, Colorado

A true and complete copy of the Agreement is available from Encana to any person owning an interest in the above described land.

Surface Owner:

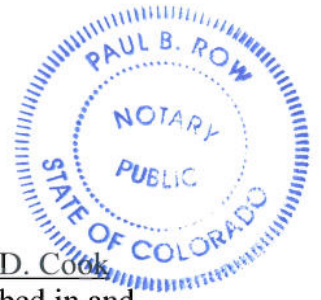

Gerald D. Cook


Kyong A. Cook

Encana Oil & Gas (USA) Inc.

Ricardo D. Gallegos
Attorney-in-Fact

ACKNOWLEDGEMENTS



State of Colorado)
) §
County of Garfield)

On this 23rd day of July, 2010, before me personally appeared Gerald D. Cook and Kyong A. Cook, husband and wife, known to me to be the persons described in and who executed the foregoing instrument, and who acknowledged to me that they executed the same.

(SEAL)

My commission expires: 5/12/2012

Paul B. Row
Notary Public

State of Colorado)
) §
County of Denver)

On this ____ day of _____, 2010, before me personally appeared Ricardo D. Gallegos, Attorney-in-Fact for Encana Oil & Gas (USA), Inc., known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that they executed the same.

(SEAL)

My commission expires: _____

Notary Public