

Michael C. Refer  
Aggregate Industries, Inc.  
Rule 318A.a.(1) waiver  
July 21, 2011  
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If this meets with your approval, please sign and date both originals of this letter, keeping one for your files and returning one to the undersigned.

Thank you for your time and consideration in this matter. If you have any questions or comments, please call me at 720-876-5026.

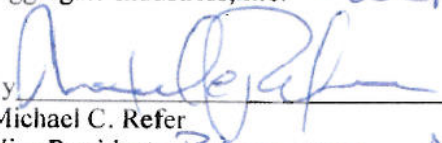
Very truly yours,

ENCANA OIL & GAS (USA) INC.

  
Emily Cozyris  
Land Negotiator

THE UNDERSIGNED SURFACE OWNER HEREBY WAIVES RULE 318A.a.(1) AS IT APPLIES TO THE SURFACE LOCATION OF THE FILE 31-17 WELL AND APPROVES THE SURFACE LOCATION OF 1043 FEET FROM THE NORTH LINE AND 1735 FEET FROM THE EAST LINE OF SECTION 17, TOWNSHIP 2 NORTH, RANGE 68 WEST, WELD COUNTY, COLORADO.

Aggregate Industries, Inc. - WCR, INC.

by   
Michael C. Refer  
~~Vice President~~ REGIONAL MANAGER - ENVIRONMENTAL LAND SERVICES

Encl.

