



February 12, 2010

Cannon Land Company  
3575 Cherry Creek North Drive  
2<sup>nd</sup> Floor  
Denver, CO 80209

Re: Waiver of Surface Owner Rights  
Ione 8-4-2: SESE Sec 2-T2N-R66W, Weld County, CO  
API #: 05-123-31395-00  
Form 2 Doc #: 400206803  
Location ID#: 318830 - IONE SESE MULTI WELL PAD #6-8-2  
Form 2A Doc #: 2096557

To Whom It May Concern:


I am the surface owner of the above captioned lands. I acknowledge that I have been consulted as to the proposed well site for the Ione 8-4-2 well, which is 1264' FSL' and 1260' FEL, on said lands.

I further acknowledge that I have entered into a Surface Use Agreement with Encana Oil & Gas (USA) Inc., Operator of the proposed well, under which terms Encana will conduct drilling operations on said lands.

Because Encana's use and occupancy of the surface of said lands are provided for and agreed to under terms of the aforementioned Surface Use Agreement, I agree to waive surface owner's rights, with regard to all Notices, Comment Periods, Consultations and Appeal of a Decision of Approval, specifically as they relate to the Application for Permit-to-Drill, provided for under Colorado Oil & Gas Conservation Commission Rules 305 and 306. It is understood that this waiver is intended solely to expedite the Application for Permit-to-Drill process, thus enabling Encana to commence drilling operations as soon as possible, and shall in no way act as a waiver of any terms provided for in the referenced Surface Use Agreement.

This Agreement and Waiver is executed this 3 day of ~~September~~ <sup>OCTOBER</sup>, 2011, to be effective the date first above written.

CANNON LAND COMPANY

By:   
Brown W. Cannon, President

Encana Oil & Gas (USA) Inc.  
370 17<sup>th</sup> Street, Suite 1700  
Denver, CO 80202  
t 303.623.2300  
[www.encana.com](http://www.encana.com)