



May 9, 2012

Mayrene Kiyota
11935 Weld County Road 21.5
Fort Lupton, Colorado 80621

RE: Waiver of Rule 318A(I).a.(1)
Echeverria 2A-2H
Surface Location—554' FNL, 1430' FWL
Section 2, T2N, R67W
Weld County, Colorado

Dear Mayrene:

Encana Oil & Gas (USA) Inc. ("Encana") staked the Echeverria 2A-2H well at a surface location 544 feet from the north line and 1430 feet from the west line of Section 2, Township 2 North, Range 67 West (see attached survey plat). This well is being drilled under the rules and regulations of the Colorado Oil and Gas Conservation Commission's ("COGCC") Rule 318A(I) known as the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule (Except the City and County of Broomfield). This rule states that all boundary infill wells be drilled from the same surface locations as previously designated in Rule 318A(I).a.(1) which reads:

"The Greater Wattenberg Area ("GWA") is defined to include those lands from and including Townships 2 South to 7 North and Ranges 61 West to 69 West, 6th P.M. In the GWA, operators may utilize the following described surface drilling locations (GWA windows) to drill, twin, deepen, or recomplete a well (GWA well) and to commingle any or all of the Cretaceous Age formations from the base of the Dakota Formation to the surface:

- (1) A square with sides four hundred (400) feet in length, the center of which is the center of any governmental quarter-quarter section ("400' window");

The Echeverria 2A-2H well was staked at a location west of the defined 400' window. As this location was staked with your consent and approval, Encana respectfully requests your consent to an exception location for the Echeverria 2A-2H Well by waiver of the COGCC Rule 318A(I).a (1).

Encana Oil & Gas (USA) Inc.
370 17th Street, Suite 1700
Denver, Colorado USA 80202
t 303.623.2300
www.encana.com

Mayrene Kiyota
Echeverria 2A-2H
Rule 318A(I).a.(1) waiver
May 9, 2012
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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 the undersigned at 720.876.3639 .

Very truly yours,



Jack Croom, CPL
Encana Oil & Gas (USA) Inc.

THE UNDERSIGNED SURFACE OWNER HEREBY WAIVES RULE 318A(I).a.(1) AS IT APPLIES TO THE SURFACE LOCATION OF THE ECHEVERRIA 2A-2H WELL AND APPROVES THE SURFACE LOCATION OF 554 FEET FROM THE NORTH LINE AND 1430 FEET FROM THE WEST LINE OF SECTION 2, TOWNSHIP 2 NORTH, RANGE 67 WEST, WELD COUNTY, COLORADO.

Mayrene Kiyota

by 

Mayrene Kiyota
Surface Owner

Encl. Echeverria 2A-2H Well Location Certificate

Mayrene Kiyota

May 31, 2012

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Thank you for your time and consideration in this matter. If you have any questions or comments, please contact the undersigned at 720.876.3639.

Very truly yours,



Jack Croom, CPL

Encana Oil & Gas (USA) Inc.

THE UNDERSIGNED SURFACE OWNER HEREBY WAIVES RULE 318A(D)c.(1) AS IT APPLIES TO THE SURFACE LOCATION OF THE ECHEVERRIA 2A-2H WELL AND APPROVES THE SURFACE LOCATION OF 554 FEET FROM THE NORTH LINE AND 1430 FEET FROM THE WEST LINE OF SECTION 2, TOWNSHIP 2 NORTH, RANGE 67 WEST, WELD COUNTY, COLORADO.



MAYRENE KİYOTA