

MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT

Pursuant to the terms of that certain unrecorded Surface Damage and Release Agreement dated effective the 3 day of July, 2012 between the undersigned, and subject to the conditions set forth therein, Encana Oil & Gas (USA) Inc. ("Encana") with an address at 370 17th Street, Suite 1700, Denver, Colorado 80202, and The Dorothy K. Gurtler Trust (Owner) with an address at 7538 Weld County Road 49, Hudson, CO 80642, agreed to the location of wells and payment for damages to the surface of the below described land connected with the access to and the drilling, construction, completion, recompletion, reworking, re-entry, production, maintenance and operations of the wells and all pipelines, tank batteries and other facilities or property of Encana or its affiliates associated with the wells and located on the following land:

Township 2 North, Range 64 West, 6th P.M.
Section 30: NW1/4
Weld County, Colorado

This Memorandum of Surface Damage and Release Agreement is executed by Owner and Encana and placed of record in Weld County, Colorado for the purpose of placing all persons on notice of the existence of the Agreement.

In witness whereof this instrument is executed effective the ____ day of July, 2012.

ENCANA OIL & GAS (USA) INC.

Helen M. Capps
Attorney-In-Fact

THE DORTHY K. GURTLE TRUST

Dorothy K. Gurtler TR
Dorothy K. Gurtler, Trustee

ACKNOWLEDGMENTS

STATE OF COLORADO)
) ss.
CITY AND COUNTY OF DENVER)

On this ____ day of _____, 2012, before me personally appeared Helen M. Capps who executed the within and foregoing instrument as Attorney-In-Fact of Encana Oil & Gas (USA) Inc. on behalf of the corporation, and acknowledged the instrument to be the free and voluntary act and deed of the corporation for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)

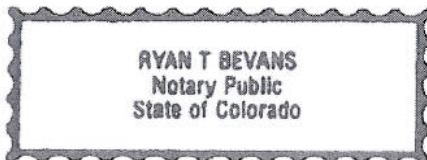
Notary Public
My Commission Expires: _____

STATE OF COLORADO)
) ss.
COUNTY OF WELD)

The foregoing instrument was acknowledged before me this 3 day of July, 2012, by Dorthy K. Gurtler, Trustee of The Dorthy K. Gurtler Trust.

Witness my hand and official seal.

(SEAL)



Reyan T. Stevens
Notary Public
My Commission Expires: 1/27/2016