



July 12, 2012

Dennis L. Cook
James E. Cook
10571 Country Road 37
Fort Lupton, CO 80621

Re: Waiver of Rule 318A.c.(1)
Dowdy 44-10
Surface Location – 2,437' FSL, 202' FEL
Township 2 North, Range 65 West
Section 10: NE1/4 SE1/4
Weld County, Colorado

Dear Sirs:

Encana Oil & Gas (USA) Inc. ("Encana") staked the Dowdy 44-10 well at a surface location 2,437 feet from the south line and 202 feet from the east line of Section 10, Township 2 North, Range 65 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. known as the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule. Rule 318A.c.(2) states:

"When the operator is requesting a surface well location greater than fifty (50) feet from a well (unless safety or mechanical considerations of the well to be twinned or topographical or surface constraints justify a location greater than fifty (50) feet), the operator shall provide a consent to the exception signed by the surface owner on which the well is proposed to be located in order for the Director to approve the well location administratively."

The Dowdy 44-10 was staked at a location 409' northeast of the existing Dowdy 43-10 well. As this location was staked with your consent and approval, Encana respectfully requests your consent to an exception location for the Dowdy 44-10 well by waiver of the COGCC Rule 318A.c.(1).

If this meets with your approval, please sign and date both originals of the letter, keeping one for your files and returning one to the undersigned.

Encana Oil & Gas (USA) Inc.
3601 Stagecoach Road
Longmont, Colorado USA 80504
Cell: 303-656-9260
Ryan.Bevans@encana.com
www.encana.com

Thank you for your time and consideration in this matter. If you have any questions or comments, please contact me at (303) 774-3986.

Respectfully,

ENCANA OIL & GAS (USA) INC.



Ryan Bevens
Field Land Negotiator

THE UNDERSIGNED SURFACE OWNER HEREBY WAIVES RULE 318Ac.(1) AS IT APPLIES TO THE SURFACE LOCATION OF THE DOWDY 44-10 WELL AND APPROVES THE SURFACE LOCATION OF 2,437 FEET FROM THE SOUTH LINE AND 202 FEET FROM THE EAST LINE OF SECTION 10, TOWNSHIP 2 NORTH, RANGE 65 WEST, WELD COUNTY, COLORADO.

DENNIS L. COOK and JAMES E. COOK



Dennis L. Cook



James E. Cook

Encl.



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Weld County, Colorado

Dear Sirs:

Encana Oil & Gas (USA) Inc. ("Encana") staked the Dowdy 44-10 well at a surface location 2,437 feet from the south line and 202 feet from the east line of Section 10, Township 2 North, Range 65 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 known as the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule. This rule states that all boundary infill wells be drilled from the same surface locations as previously designated in Rule 318A.a.(1) which reads:

"In the Greater Wattenberg Area ("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.

(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 Dowdy 44-10 well was staked at a location 363' northeast 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 Dowdy 44-10 well by waiver of the COGCC Rule 318A.a (1).

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