

MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT

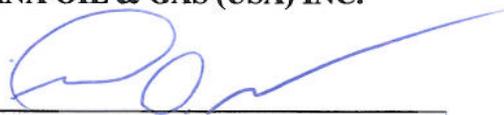
Pursuant to the terms of that certain unrecorded Surface Damage and Release Agreement dated effective the 23 day of September, 2011 between the undersigned, and subject to the conditions set forth therein, Encana Oil & Gas (USA) Inc. ("Encana") with an address at 370 17th Street, Suite 1700, Denver, Colorado 80202, and Dennis L. Cook and James E. Cook ("Owner") with an address at 10571 County Road 37, Fort Lupton, Colorado 80621, agreed to the location of an Oil and Gas Well (the Well) and payment for damages to the surface of Land connected with the access to and the drilling, construction, completion, recompletion, reworking, re-entry, production, maintenance and operations of a Well and associated pipelines, tank batteries and other facilities or property of Encana associated with the Well and located on the following Land:

TOWNSHIP 2 NORTH, RANGE 65 WEST, 6TH P.M.
Section 10: SE1/4
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.

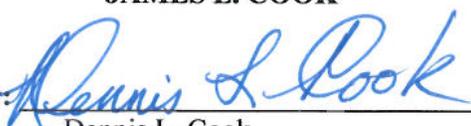
In witness whereof this instrument is executed effective the 25th day of October 2011.

ENCANA OIL & GAS (USA) INC.

By: 

Ricardo D. Gallegos, Attorney-in-Fact 

**OWNER: DENNIS L. COOK
JAMES E. COOK**

By: 

Dennis L. Cook

By: 

James E. Cook

ACKNOWLEDGMENTS

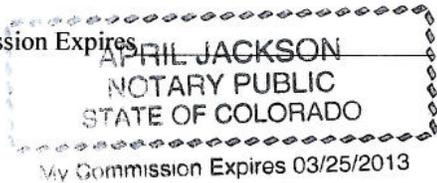
STATE OF COLORADO)
)ss
CITY AND COUNTY OF DENVER)

On this 25th day of Oct. 2011, before me personally appeared Ricardo D. Gallegos 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.

My Commission Expires

(SEAL)



Notary Public: April Jackson

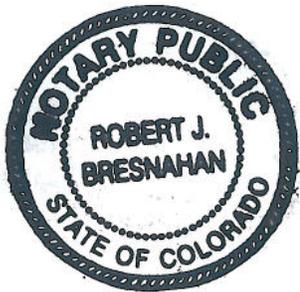
STATE OF COLORADO)
)ss
COUNTY)

On this 23 day of September, 2011, before me personally appeared Dennis L. Cook and James E. Cook known to me to be the persons who executed the within and foregoing instrument, and acknowledged that they executed said instrument as their free and voluntary act and deed 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.

My Commission Expires: March 15, 2014

(SEAL)



Notary Public: [Signature]