

MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT

This Memorandum of Surface Damage and Release Agreement executed by Kenneth and Christie Hagen, whose address is 9908 Groveway Unit F Westminster, CO 80031 and EnCana Oil & Gas (USA) Inc., 370 17th, Suite 1700, Denver, Colorado 80202 ("EnCana") and placed of record in Mesa County, Colorado for the purpose of placing all persons on notice of the existence of that certain unrecorded Surface Damage and Release Agreement between Surface Owner and EnCana dated the 8th day of October, 2008 (the "Agreement").

The Agreement provides for the use of the surface of the land described below by EnCana in connection with certain oil and gas operations and for the compensation to Surface Owner for all damages to the surface of the land associated with the drilling, construction, testing, completion, recompletion, reworking, re-entry, production, maintenance and operation of the well(s) and all pipelines, tank batteries, and other facilities or property of EnCana or its affiliates associated with the well(s) located on the PC22 wellsite to be located in:

Legal:

Township 7 South, Range 95 West, 6th PM

Section 22: NE/4NW/4

A true and complete copy of the Agreement is available from EnCana to any person owning an interest in the above described land.

Surface Owner:

Kenneth Hagen
Kenneth Hagen

Christie Hagen
Christie Hagen

EnCana Oil & Gas (USA) Inc.

Ricardo D. Gallegos
Ricardo D. Gallegos
Attorney-in-Fact

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ACKNOWLEDGEMENTS

State of Colorado)
) §
County of Denver)

On this 21st day of October, 2008, before me personally appeared Ricardo D. Gallegos, Attorney-in-Fact for Encana Oil & Gas (USA), Inc., known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that they executed the same.

(SEAL)

My Commission Expires
06/25/2011

My commission expires: _____

State of: Colorado)
) §
County of: Adams)

On this 10 day of October, 2008, before me personally appeared Kenneth Hagen known to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he executed the same.

SEAL

My commission expires: 10/26/2011 Notary Public:

State of: Colorado)
) §
County of: Adams)

On this 16 day of October, 2008, before me personally appeared Christie Hagen known to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he executed the same.

SEAL

My commission expires: 10/26/2011 Notary Public:

Return to:
EnCana Oil & Gas (USA) Inc.
370 17th Street, Suite 1700
Denver, CO 80202
Land Administration