

MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT


Pursuant to the terms of that certain unrecorded Surface Damage and Release Agreement dated effective the 5th day of February, 2013 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 Qualls Investment Company ("Owner") with an address at 2031 County Road 28, agreed to the location of wells 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 the wells and associated pipelines, tank batteries and other facilities or property of Encana associated with the wells and located on the following land:

Township 3 North, Range 68 West, of the 6th P.M.
Section 28: S/2SW/4
containing 80 acres more or less.
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 5th day of February 2013.

ENCANA OIL & GAS (USA) INC.


Helen M. Capps
Attorney-In-Fact *HCA*

OWNERS: QUALLS INVESTMENT
COMPANY

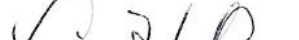

Mark Qualls
Manager/Partner

ACKNOWLEDGMENTS

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

The foregoing instrument was acknowledged before me this 5th day of February, 2013, by Helen M. Capps, Attorney-In-Fact of Encana Oil & Gas (USA) Inc., a Delaware corporation, on behalf of said corporation.

Witness my hand and official seal.



 Notary Public
 My Commission Expires: 12/20/2013

STATE OF Colorado)
) ss.
COUNTY OF WELD)

The foregoing instrument was acknowledged before me this 5th day of February, 2013, by Mark Quall, Manager and Partner of Qualls Investment Company, on behalf of said company.

Witness my hand and official seal.



Notary Public
My Commission Expires: 3/15/2014