

January 16, 2013

encana

Deborah B. Zisch  
4284 Pebble Beach Drive  
Longmont, Colorado 80202

RE: Waiver of Rule 318A(I).a.(1)

WELL NAME	SURFACE LOCATION
ZISCH 23-6-M368	386' FROM SOUTH LINE AND 635' FROM WEST LINE
ZISCH 3A-6H-M368	376' FROM SOUTH LINE AND 635' FROM WEST LINE
ZISCH 3B-6H-M368	366' FROM SOUTH LINE AND 635' FROM WEST LINE
ZISCH 3C-6H-M368	356' FROM SOUTH LINE AND 635' FROM WEST LINE
ZISCH 3D-6H-M368	346' FROM SOUTH LINE AND 635' FROM WEST LINE

SECTION 6, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6<sup>TH</sup> P.M.  
WELD COUNTY, COLORADO

Dear Deborah Zisch:

Encana Oil & Gas (USA) Inc. ("Encana") staked the above mentioned wells at surface locations as noted above (see attached Well Location Certificate). These wells are being drilled under the rules and regulations of the Colorado Oil and Gas Conservation Commission's ("COGCC") Rule 318A(I) known as the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule (Except the City and County of Broomfield). This rule states that all boundary infill wells be drilled from the same surface locations as previously designated in Rule 318A(I).a.(1) which reads:

"The Greater Wattenberg Area ("GWA") is defined to include those lands from and including Townships 2 South to 7 North and Ranges 61 West to 69 West, 6<sup>th</sup> P.M. In the 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 from the base of the Dakota Formation to the surface:

- (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 wells were staked at a location south 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; ZISCH 23-6-M368, ZISCH 3A-6H-M368, ZISCH 3B-6H-M368, ZISCH 3C-6H-M368, and ZISCH 3D-6H-M368 wells by waiver of the COGCC Rule 318A(I).a (1).

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

Thank you for your time and consideration in this matter. If you have any questions or comments, please call the undersigned at (720) 369-0432.

Respectfully,

Encana Oil & Gas (USA) Inc.



Bob Bresnahan  
Field Land Negotiator

Encana Oil & Gas (USA) Inc.  
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Longmont, Colorado USA 80504  
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www.encana.com

Deborah B. Zisch

Wells: ZISCH 23-6-M368, ZISCH 3A-6H-M368, ZISCH 3B-6H-M368, ZISCH 3C-6H-M368, and ZISCH 3D-6H-M368

Rule 318A(I).a.(1) waiver

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THE UNDERSIGNED SURFACE OWNER HEREBY WAIVES RULE 318A(I).a.(1) AS IT APPLIES TO THE SURFACE LOCATION OF THE BELOW REFERENCES WELLS AND APPROVES THE SURFACE LOCATIONS AS INDICATED FROM THE SECTION LINES OF SECTION 6, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6<sup>TH</sup> P.M. IN WELD COUNTY, COLORADO:

<u>WELL NAME</u>	<u>SURFACE LOCATION</u>
ZISCH 23-6-M368	386' FROM SOUTH LINE AND 635' FROM WEST LINE
ZISCH 3A-6H-M368	376' FROM SOUTH LINE AND 635' FROM WEST LINE
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Encl.