

Waiver of Objection to Change of Setback Rule

State: Colorado

County: Garfield

Offset Mineral Owner: Encana Oil & Gas (USA) Inc.

Address of Owner: 370 17th St, Ste. 1700, Denver, CO 80202

Date of Execution: July 10, 2013

WPX Energy Rocky Mountain, LLC, the operator, ("WPX") has a permit to drill the following proposed Niobrara horizontal well to be located in Garfield County, Colorado:

GM 701-28-HN1 (the "Well")

Township 6 South, Range 96 West, 6th P.M.

Surface Location:

Section 28: NW/4NW/4 -- 1314' FNL and 1035' FWL

Bottom Hole Location:

Section 21: NE/4NW/4 -- 535' FNL and 629' FWL

The Bottom Hole Target is also in Federal Lease COC-24099. The horizontal wellbore will enter in Federal Lease COC-24099 from the NW/4NW/4 of Section 28, into the SW/4SW/4 of Section 21 and continue into the NW/4NW/4 of Section 21.

The Colorado Oil and Gas Conservation Commission Rules and Regulations, Location of Wells number 318(a) states the following:

Wells deeper than 2,500 feet in depth. A well to be drilled in excess of two thousand five hundred (2,500) feet in depth shall be located not less than six hundred (600) feet from any lease line, and shall be located not less than one thousand two hundred (1,200) feet from any other producible or drilling oil or gas well when drilling to the same common source of supply, unless authorized by order of the Commission upon hearing.

The Colorado Oil and Gas Conservation Commission Rules and Regulations, Location of Wells number 318(c) states the following:

Exception locations. The Director may grant an operator's request for a well location exception to the requirements of this rule or any order because of geologic, environmental, topographic or archaeological conditions, irregular sections, a surface owner request, or for other good cause shown, provided that a waiver or consent signed by the lease owner toward whom the well location is proposed to be moved, agreeing that said well may be located at the point at which the operator proposes to drill the well and where correlative rights are protected. If the operator of the proposed well is also the operator of the drilling unit or unspaced offset lease toward which the well is proposed to be moved, waivers shall be obtained from the mineral interest owners under such lands.

WPX is requesting waivers from the offset mineral owners to present to the COGCC in order to allow a change in the setback from six hundred (600) feet from a lease line to three hundred (300) feet from the lease line. This change will allow perforations in the horizontal wellbore no closer than three hundred (300) feet from the lease line on Federal Lease COC-24099.

The undersigned Offset Mineral Owner hereby waives any objection to the change in setback for the above described well pursuant to Rule 318(c) and grants permission to WPX Energy Rocky Mountain, LLC to conduct the drilling of the GM 701-28-HN1 well at the above described location.

Offset Mineral Owner:
ENCANA OIL AND GAS (USA) INC.

By: Jacob Shumway
Title: Team Lead - North Pecan
Attorney-in-Fact

STATE OF COLORADO)

CITY AND COUNTY OF DENVER)

On this 10 day of July, 2013, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jacob Shumway, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he or she executed same in the capacity of Attorney-in-Fact of Encana Oil & Gas (USA) Inc.

IN WITNESS WHEREOF, I have hereto set my hand and affixed my notarial seal the day and year last above written.



Jacob Shumway
Notary Public

My Commission Expires
Nov 30, 2015