

May 30, 2013



HWY 52, L.L.C
c/o Jon P. File
P.O. Box 983
Broomfield, CO 80038-0983

Re: Waiver of Rule 318A(I).c.(1)

| <u>WELL NAMES</u> | <u>SURFACE LOCATION (FOOTAGES)</u> |
|-------------------|---|
| HWY52 4A-32H-O268 | 595' FROM SOUTH LINE AND 2073' FROM EAST LINE |
| HWY52 4B-32H-O268 | 601' FROM SOUTH LINE AND 2068' FROM EAST LINE |
| HWY52 4C-32H-O268 | 595' FROM SOUTH LINE AND 2063' FROM EAST LINE |
| HWY52 4D-32H-O268 | 601' FROM SOUTH LINE AND 2058' FROM EAST LINE |
| HWY52 4E-32H-O268 | 595' FROM SOUTH LINE AND 2043' FROM EAST LINE |
| HWY52 4F-32H-O268 | 601' FROM SOUTH LINE AND 2038' FROM EAST LINE |
| HWY52 4G-32H-O268 | 595' FROM SOUTH LINE AND 2033' FROM EAST LINE |
| HWY52 4H-32H-O268 | 601' FROM SOUTH LINE AND 2028' FROM EAST LINE |
| HWY52 4I-32H-O268 | 595' FROM SOUTH LINE AND 2013' FROM EAST LINE |
| HWY52 4J-32H-O268 | 601' FROM SOUTH LINE AND 2008' FROM EAST LINE |
| HWY52 4K-32H-O268 | 595' FROM SOUTH LINE AND 2003' FROM EAST LINE |
| HWY52 4L-32H-O268 | 601' FROM SOUTH LINE AND 1998' FROM EAST LINE |
| HWY52 4M-32H-O268 | 595' FROM SOUTH LINE AND 1983' FROM EAST LINE |
| HWY52 4N-32H-O268 | 601' FROM SOUTH LINE AND 1978' FROM EAST LINE |
| HWY52 4O-32H-O268 | 595' FROM SOUTH LINE AND 1973' FROM EAST LINE |
| HWY52 4P-32H-O268 | 601' FROM SOUTH LINE AND 1968' FROM EAST LINE |

All footages from section lines of Section 32, T 2 N, R 68 W
Weld County, Colorado

Dear Mr. File:

Encana Oil & Gas (USA) Inc. ("Encana") staked the above mentioned wells at surface locations noted (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). Rule 318A(I).c.(2) states:

"When the operator is requesting a surface well location greater than fifty (50) feet from a well (unless safety or mechanical considerations of the well to be twinned or topographical or surface constraints justify a location greater than fifty (50) feet, the operator shall provide a consent to the exception signed by the surface owner on which the well is proposed to be located in order for the Director to approve the well location administratively."

The HWY52 4A-32H-O268 thru HWY52 4P-32H-O268 wells were staked at locations southwest of the existing Ray Nelson 33-32 well. As these locations were staked with your consent and approval, Encana respectfully requests your consent to an exception location for the above mentioned wells by waiver of the COGCC Rule 318A(I).c.(1).

If this meets with your approval, please sign and date both originals of the 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 contact the undersigned at (720) 369-0432.

Respectfully,

Encana Oil & Gas (USA) Inc.

Bob Bresnahan
Field Land Negotiator
Encana Oil & Gas (USA) Inc.

Encana Oil & Gas (USA) Inc.
3601 Stagecoach Road
Longmont, Colorado USA 80504
Cell: 720-369-0432
Bob.Bresnahan@encana.com
www.encana.com

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Page 2 of 2

THE UNDERSIGNED SURFACE OWNER HEREBY WAIVES RULE 318A(I).c.(1) AS IT APPLIES TO THE SURFACE LOCATIONS OF THE WELLS NOTED BELOW AND APPROVES THE SURFACE LOCATIONS AS INDICATED AS MEASURED FROM THE SECTION LINES OF SECTION 32, TOWNSHIP 2 NORTH, RANGE 68 WEST, WELD COUNTY, COLORADO.

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JON P. FILE, General Partner
HWY 52, LLC