

## MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT

Pursuant to the terms of that certain unrecorded Surface Damage and Release Agreement dated effective the 23 day of July, 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 Patricia A. Nash ("Owner") with an address at 212 South McKinley, Fort Lupton, CO 80621, 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 2 North, Range 66 West, of the 6<sup>th</sup> P.M.

Section 26: NW/4


containing 76.00 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 23<sup>rd</sup> day of July 2013.

ENCANA OIL & GAS (USA) INC.

  
Helen M. Capps  
Attorney-In-Fact

OWNER: PATRICIA A. NASH

  
Patricia A. Nash

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

Witness my hand and official seal.

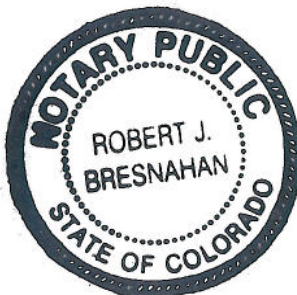


  
Notary Public  
My Commission Expires: 1/26/2014

STATE OF Colorado )  
 ) ss.  
COUNTY OF Weld )

The foregoing instrument was acknowledged before me this 23 day of July, 2013, by Patricia A Ngsh.

Witness my hand and official seal.



Notary Public  
My Commission Expires: 3/15/2014