

## WAIVER OF OBJECTION TO RULE 318A.m.

February 25, 2014

### Encroached Upon Operator:

Synergy Resources Corp.  
20203 Highway 60  
Platteville, CO 80651  
Attn: Ron Morgenstern

Encana Oil & Gas (USA) Inc. ("Encana"), the operator, is seeking to drill the following proposed well to be located in Weld County, Colorado:

#### **Minch 3G-4II-L368**

Surface Hole: 1647' FSL, 453' FWL, Section 4, Township 3N, R68W, Weld County, Colorado.

Bottom Hole: 515' FSL, 460' FEL, Section 4, Township 3N, R68W, Weld County, Colorado.

{See the map attached hereto and labeled "Exhibit A" which depicts the location of the Well.}

The Colorado Oil and Gas Conservation Commission Rules, Greater Wattenberg Area Well Location, Rule 318A.m., provides (emphasis added):

**Minimum intrawell distance.** No horizontal wellbore lateral shall be located less than one hundred fifty (150) feet from any existing or permitted oil or gas wellbore as illustrated in the directional survey for drilled wellbores or as illustrated in the deviated drilling plan for permitted wellbores or as otherwise reflected in the COGCC well records. *This requirement may be waived in writing by the operator of the encroached upon well.*

The undersigned Encroached Upon Operator hereby waives any objection to the minimum intrawell distance between the above-described Well and any well operated by the Encroached Upon Operator, and grants permission to Encana to drill and produce the Well as proposed.

Encroached Upon Operator:

Synergy Resources Corp.

By: Cykeun

Name: Craig Rasmussen

Title: Chief Operating Officer

Date: 2/25/2014

VERIFICATION

STATE OF COLORADO )

)

COUNTY OF WELD )

Before me, a Notary Public, in and for the County and State aforesaid, does hereby certify that Craig Rasmussen, whose name is subscribed to the foregoing instrument as Chief Operating Officer for Synergy Resources Corp. appeared before me this day in person and acknowledged that he/she executed said instrument as his/her free and voluntary act and deed for Synergy Resources Corp. for the uses and purposes therein set forth.

Give under my hand and Seal this 25<sup>th</sup> day of February, 2014

My Commission Expires: 11/20/2015

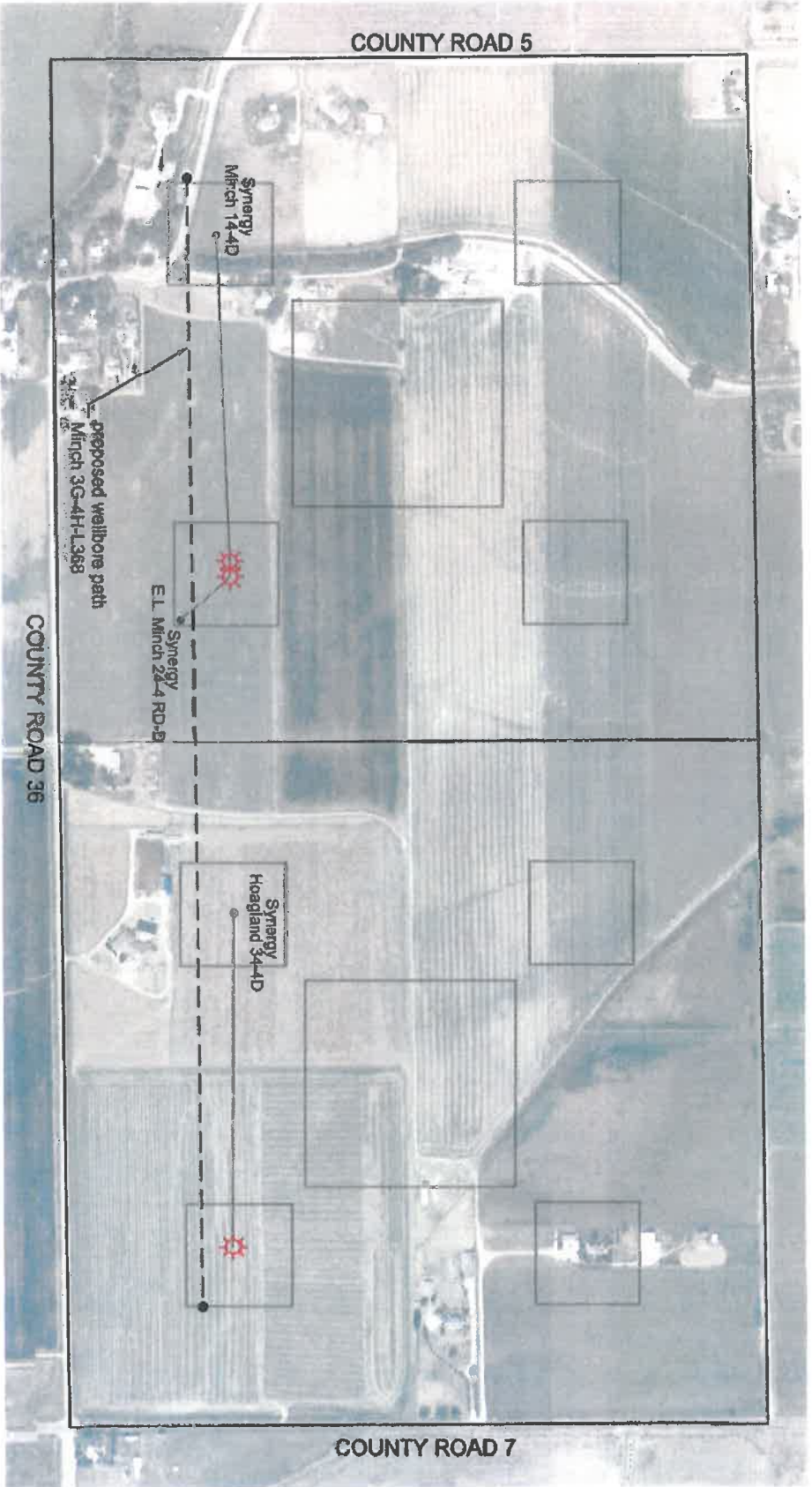
(SEAL)



Rhonda L. Sandquist  
Notary Public

EXHIBIT "A"

Attached to and made a part of that certain Waiver of Objection to Rule 318A.m., dated this \_\_\_\_\_ day of \_\_\_\_\_, 2014 by and between Synergy Resources Corporation and Encana Oil & Gas (USA) Inc.



Minch 3G-4H-L368 Wellbore Path  
TOWNSHIP 3 NORTH, RANGE 68 WEST  
SECTION 4: S½  
WELD COUNTY, COLORADO

SCALE: 1" = 600'

FEBRUARY 24, 2014