



March 11, 2014

Mr. Matt Lepore, Director  
Colorado Oil & Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

Re: Request for Exception to Setback Requirements

**Location # 427635 – Minch 4H-L368**

Minch 3A-4H-L368	Minch 3B-4H-L368
Minch 3C-4H-L368	Minch 3D-4H-L368
Minch 3E-4H-L368	Minch 3F-4H-L368
Minch 3G-4H-L368	Minch 3H-4H-L368

NWSW Sec. 4 T3N R68W 6PM  
Weld County, CO

Dear Director Lepore:

Encana Oil & Gas (USA) Inc. (“Encana”) submits the enclosed Applications for Permit to Drill (Forms 2) for the above described wells (the “Wells”). Encana respectfully requests, pursuant to COGCC Rules 604.b.(1)A. and 604.b.(2), an exception to the setback distance requirements set forth in COGCC Rule 604 for the Wells.

Pursuant to COGCC Rule 604.b.(1)A., the Director may grant an exception to setback distance requirements set forth in COGCC Rule 604 within a Designated Setback Location if a well or facility is proposed to be added to an existing or approved Oil and Gas Location that is within the Designated Setback Location solely as a result of the adoption of COGCC Rule 604.a. and certain other conditions are met. The Wells are proposed to be added to the **Minch 4H-L368** (Location ID #427635) (“Location”). The Location is an approved Oil and Gas Location which now falls within a Designated Setback Location solely as a result of the adoption of COGCC Rule 604.a.

In addition, pursuant to COGCC Rule 604.b.(2), the Director shall grant an exception to setback requirements set forth in COGCC Rule 604.a. for wells or facilities if they are covered by a Surface Use Agreement executed on or before August 1, 2013 governing the location of the well or facilities and certain other conditions are met. The Wells are covered by a Surface Use Agreement executed prior to August 1, 2013 that governs the location of the Wells. The Surface Use Agreement specifies that the Wells are to be located on the Location. Enclosed with this letter is a *Memorandum of Surface Damage and Release Agreement* covering the Wells dated March 22, 2013.

The enclosed Applications for Permit to Drill (Forms 2) also list mitigation measures to eliminate, minimize or mitigate noise, odors, light, dust and similar nuisance conditions to the extent reasonably achievable.

Encana respectfully requests that the COGCC approve the Applications for Permit to Drill (Forms 2) for the Wells at the Location. Thank you for your time and attention to this matter. If you have any questions or comments, please contact me at 720-876-5586.

**Encana Oil & Gas (USA) Inc.**

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