

**MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT**

Pursuant to the terms of that certain unrecorded Surface Damage and Release Agreement dated effective the 27th day of January, 2010 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 Green Mill Sportsman's Club, Owner, with an address at C/O Raymond J. Clark, P.O. Box 350506, Westminster, Colorado 80035, agreed to the location of one or more 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 1 North, Range 68 West, 6<sup>th</sup> P.M.

Section 20: SW/4

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 27th day of January, 2010.

**ENCANA OIL & GAS (USA) INC.**

**By:** \_\_\_\_\_  
Ricardo D. Gallegos, Attorney-in-Fact

**OWNER: GREEN MILLS SPORTSMAN'S CLUB**

\_\_\_\_\_  
Raymond J. Clark, President

\_\_\_\_\_  
Henry C. Dittmer, Secretary

**ACKNOWLEDGMENTS**

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

On this \_\_\_\_ day of \_\_\_\_ 2010, before me personally appeared Ricardo D. Gallegos who executed the within and foregoing instrument as Attorney-in-Fact of EnCana Oil & Gas (USA) Inc. on behalf of the corporation, and acknowledged the instrument to be the free and voluntary act and deed of the corporation for the uses and purposes therein set forth

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

My Commission Expires \_\_\_\_\_

Notary Public: \_\_\_\_\_

(SEAL)

STATE OF COLORADO )  
 )ss  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_ day of \_\_\_\_\_, 2010, before me personally appeared Raymond J. Clark, as President of Green Mill Sportsman’s Club and Henry C. Dittmer, as Secretary of Green Mill Sportsman’s Club known to me to be the persons who executed the within and foregoing instrument, and acknowledged that he/she executed said instrument as his/her free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

My Commission Expires:

(SEAL)

\_\_\_\_\_  
Notary Public:  
Address: