



January 11, 2013

INB Land & Cattle LLC
Mr. Robert McPeck
10584 WCR 31
Ft. Lupton, CO 80621

RE: Waiver of Rule 318A.a.(1)
McPeck 4-8-10
Surface Location – 422' FSL, 2481' FWL
Section 10, T2N, R66W
Weld County, Colorado

Dear Mr. McPeck:

EnCana Oil & Gas (USA) Inc. ("EnCana") staked the McPeck 4-8-10 well at a surface location 2481 feet from the West line and 422 feet from the south line of Section 10, Township 2 North, Range 66 West (see attached survey plat). This well is being drilled under the rules and regulations of the Colorado Oil and Gas Conservation Commission's ("COGCC") Rule 318A known as the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule. This rule states that all boundary infill wells be drilled from the same surface locations as previously designated in Rule 318A.a.(1) which reads:

"In the Greater Wattenberg Area ("GWA"), operators may utilize the following described surface drilling locations (GWA windows") to drill, twin, deepen, or recompleate a well (GWA well") and to commingle any or all of the Cretaceous Age formations.

(1) A square with sides four hundred (400) feet in length, the center of which is the center of any governmental quarter-quarter section ("400' window"); ...

The McPeck 4-8-10 well was staked at a location 297' southeast of the defined 400' window. As this location was staked with your consent and approval, EnCana respectfully requests your consent to an exception location for the McPeck 4-8-10 Well by waiver of the COGCC Rule 318A.a (1).

Encana Oil & Gas (USA) Inc.

370 17th Street, Suite 1700
Denver, Colorado USA 80202

t 303.623.2300

www.encana.com

If this meets with your approval, please sign and date both originals of this 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 call me at (720) 876-3714.

Very truly yours,

ENCANA OIL & GAS (USA) INC.


Lisa H. Roy
Land Negotiator

THE UNDERSIGNED SURFACE OWNER HEREBY WAIVES RULE 318A.a.(1) AS IT APPLIES TO THE SURFACE LOCATION OF THE MCPEEK 4-8-10 WELL AND APPROVES THE SURFACE LOCATION OF 2481 FEET FROM THE WEST LINE AND 422 FEET FROM THE SOUTH LINE OF SECTION 10, TOWNSHIP 2 NORTH, RANGE 66 WEST, WELD COUNTY, COLORADO.

ROBERT L. MCPEEK

by  1/14/13
Individually and As Managing Partner of INB Land & Cattle, LLC

Encl.

Cc: Lisa Roy