



September 5, 2012

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

RE: Waiver of Rule 318A.a.(1)  
McPeek 2-8-10  
Surface Location – 415' FSL, 2448' FWL  
Section 10, T2N, R66W  
Weld County, Colorado

Dear Mr. McPeek:

EnCana Oil & Gas (USA) Inc. ("EnCana") staked the McPeek 2-8-10 well at a surface location 2448 feet from the West line and 415 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 recomplete 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 McPeek 2-8-10 well was staked at a location 284' 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 McPeek 2-8-10 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](http://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 2-8-10 WELL AND APPROVES THE SURFACE LOCATION OF 2448 FEET FROM THE WEST LINE AND 415 FEET FROM THE SOUTH LINE OF SECTION 10, TOWNSHIP 2 NORTH, RANGE 66 WEST, WELD COUNTY, COLORADO.

ROBERT L. MCPEEK

by Robert L. McPeck  
Individually and As Managing Partner of INB Land & Cattle, LLC

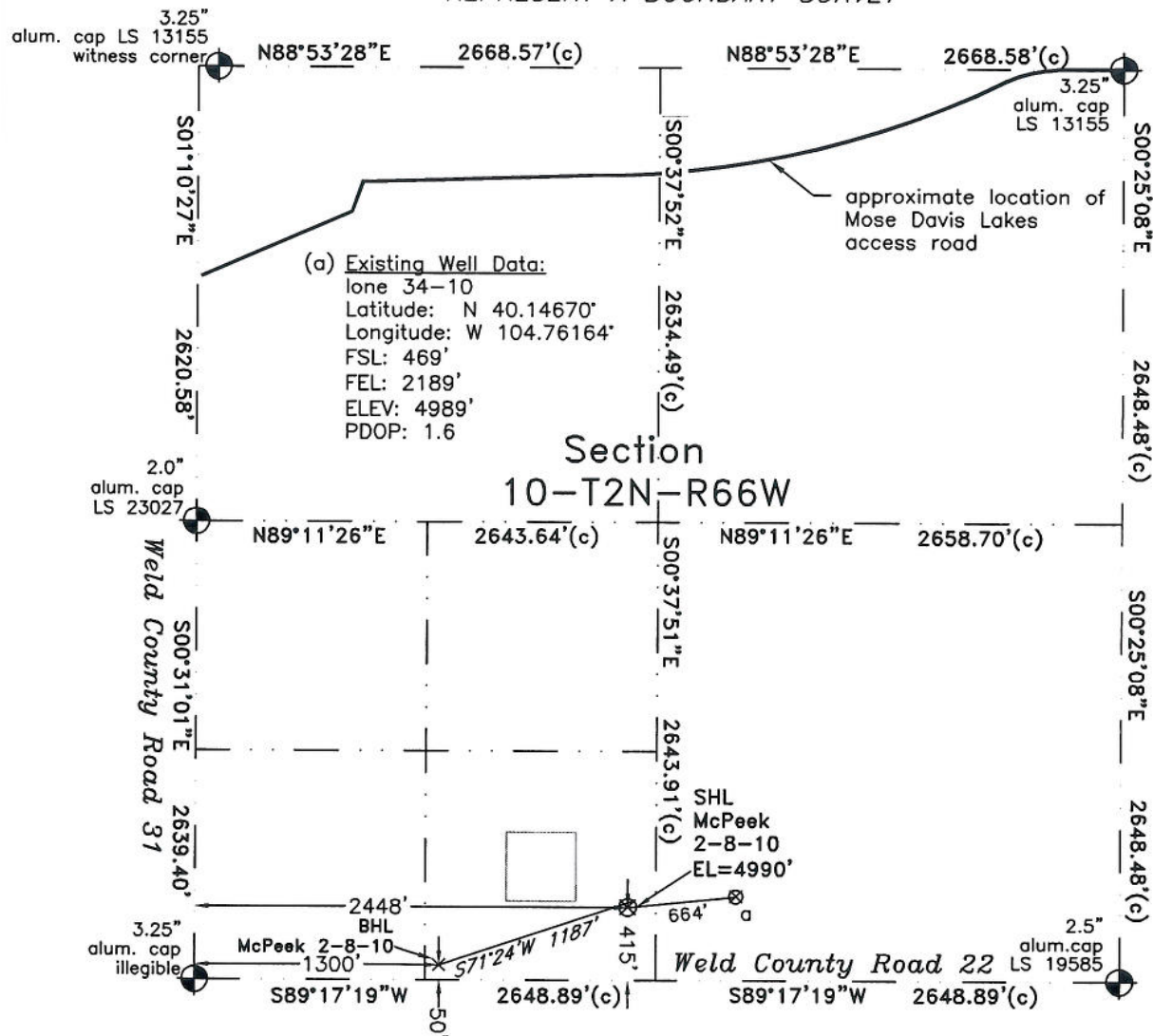
Encl.

Cc: Lisa Roy

PLS Group, LLC  
 109 Coronado Ct. - Bldg. 7  
 Fort Collins, Colorado 80525

# WELL LOCATION CERTIFICATE

THIS MAP DOES NOT  
 REPRESENT A BOUNDARY SURVEY



(a) Existing Well Data:  
 lone 34-10  
 Latitude: N 40.14670'  
 Longitude: W 104.76164'  
 FSL: 469'  
 FEL: 2189'  
 ELEV: 4989'  
 PDOP: 1.6



LEGEND  
 found survey monument  
 calculated dimension

In accordance with a request from Dan Nelson of EnCana Oil & Gas (USA) Inc., PLS Group, LLC has determined the location of the McPeek 2-8-10 well site to be SHL: 415' FSL and 2448' FWL, (BHL 50' FSL and 1300' FWL) as measured at ninety (90) degrees from the section lines of Section 10, Township 2 North, Range 66 West, 6th Principal Meridian, County of Weld, CO.

Proposed Surface Hole Data:

Latitude: N 40.14654° BHL(40.14553°)  
 Longitude: W 104.76401° BHL(104.76804°)  
 PDOP: 1.2

Nearest: Building 2768' southwest Above Ground Utility 2172' southeast  
 Public Road 409' south Railroad 12,710' southwest  
 Property Line 200' east Well Window: SHL is 2684' outside  
 Existing Well: lone 34-10 664' northeast

Notes:

- 1) Bearings and distances based on NAD 83 Colorado North State Plane Coordinates using RTK GPS observations taken 2/7/11 by operator Craig Burke.
- 2) Conversion factor to ground (1.000275398).
- 3) Elevations based on NAVD 88 GPS heights and Geoid 2003 corrections.
- 4) See improvement map for visible improvements within 400 feet.
- 5) The surface use is agricultural field.

I hereby certify that this Well Location Certificate was prepared by me or under my direct supervision on 2/10/11 for and on behalf of EnCana Oil & Gas (USA) Inc. That it is not a Land Survey Plat or an Improvement Survey Plat and that it is not to be relied upon for establishment of fences, buildings, or other future improvement lines.

NOTICE: According to Colorado law you must commence any legal action based upon any defect in this W.L.C. within three years after you first discover such defect. In no event may any action based upon any defect in this W.L.C. be commenced more than ten years from this said date of the certification shown hereon.

John Robert McGehee LS#38219  
 Well: McPeek 2-8-10 WLC