



| fax:

To: Aurora Land Consulting
Attention: Brianne Edgar

Fax: (780) 426-1404

Phone:

CC: Alberta Energy and Utilities Board
Attention: Karen Mather
(403) 297-4117

Devon Canada Corporation
Attention: Land Department
(403) 232-7678

From: Christina Van Maarion

Phone: (403) 645-5110

Number of Pages: 5

Date: January 7, 2005

Subject: Objection to Notice of Proposed Wellsite and Access Road for

- 1) Devon Wimborne 8-35-33-26 W4M
- 2) Devon Wimborne 15-35-33-26 W4M
- 3) Devon Wimborne 14-15-34-26W4M
- 4) Devon Wimborne 16-15-34-26W4M

please handle please call per your request per our conversation
 please approve for your information for distribution for your file

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January 7, 2004

VIA FAX ONLY: 780-426-1404

Brianne Edgar
Aurora Land Consulting Ltd.
11311-106 Avenue
Edmonton, AB T5H 0R6

**RE: Objection to Notice of Proposed Wellsite and Access Road
Devon Wimborne 15-35-33-26W4M
Devon File # 10,396**

EnCana Corporation ("EnCana") is the registered fee simple owner of coal underlying all of section 15-35-33-26W4M as well as all other mines and minerals

EnCana, as the mineral rights owner in the Notice of proposed Wellsite and Access Road, objects to the Notice on the basis of the following:

Ownership of Coalbed Gas

The leased substances granted by the Lease are limited to "All petroleum and natural gas, natural gasoline and related hydrocarbons other than coal." In EnCana's view, sufficient legal uncertainty surrounds the interpretation of whether coalbed gas is included in the foregoing language that the Application may not proceed without judicial resolution of the issue.

EnCana has serious concerns respecting Devon's entitlement to produce "gas from coal" pursuant to the Lease. Failing to object in circumstances where an applicant does not hold a valid and subsisting lease, or is not entitled to produce the relevant leased substances, may prejudice EnCana as such failure may be interpreted as a form of waiver or estoppel.

Yours truly,
**ENCANA CORPORATION
ENCANA MIDSTREAM & MARKETING
ENCANA OIL & GAS PARTNERSHIP**

A handwritten signature in black ink, appearing to read "Christina Van Maarion".

Christina Van Maarion
Junior Land Administrator
CENTRAL PARKLAND BU

Cc: Alberta Energy and Utilities Board Attention: Karen Mather VIA FAX ONLY: 403-297-4117
Devon Canada Corporation Attention: Land Department VIA FAX ONLY: 403-232-7678



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Brianne Edgar
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11311-106 Avenue
Edmonton, AB T5H 0R6

**RE: Objection to Notice of Proposed Wellsite and Access Road
Devon Wimborne 8-35-33-26W4M
Devon File # 10,395**

EnCana Corporation ("EnCana") is the registered fee simple owner of coal underlying all of section 8-35-33-26W4M as well as all other mines and minerals

EnCana, as the mineral rights owner in the Notice of proposed Wellsite and Access Road, objects to the Notice on the basis of the following:

Ownership of Coalbed Gas

The leased substances granted by the Lease are limited to "All petroleum and natural gas, natural gasoline and related hydrocarbons other than coal." In EnCana's view, sufficient legal uncertainty surrounds the interpretation of whether coalbed gas is included in the foregoing language that the Application may not proceed without judicial resolution of the issue.

EnCana has serious concerns respecting Devon's entitlement to produce "gas from coal" pursuant to the Lease. Failing to object in circumstances where an applicant does not hold a valid and subsisting lease, or is not entitled to produce the relevant leased substances, may prejudice EnCana as such failure may be interpreted as a form of waiver or estoppel.

Yours truly,
**ENCANA CORPORATION
ENCANA MIDSTREAM & MARKETING
ENCANA OIL & GAS PARTNERSHIP**

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Christina Van Maarion
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11311-106 Avenue
Edmonton, AB T5H 0R6

**RE: Objection to Notice of Proposed Wellsite and Access Road
Devon Wimborne 14-15-34-26W4M
Devon File # 10,387**

EnCana Corporation ("EnCana") is the registered fee simple owner of coal underlying all of section 14-15-34-26W4M as well as all other mines and minerals

EnCana, as the mineral rights owner in the Notice of proposed Wellsite and Access Road, objects to the Notice on the basis of the following:

Ownership of Coalbed Gas

The leased substances granted by the Lease are limited to "All petroleum and natural gas, natural gasoline and related hydrocarbons other than coal." In EnCana's view, sufficient legal uncertainty surrounds the interpretation of whether coalbed gas is included in the foregoing language that the Application may not proceed without judicial resolution of the issue.

EnCana has serious concerns respecting Devon's entitlement to produce "gas from coal" pursuant to the Lease. Failing to object in circumstances where an applicant does not hold a valid and subsisting lease, or is not entitled to produce the relevant leased substances, may prejudice EnCana as such failure may be interpreted as a form of waiver or estoppel.

Yours truly,

**ENCANA CORPORATION
ENCANA MIDSTREAM & MARKETING
ENCANA OIL & GAS PARTNERSHIP**

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Christina Van Maarion
Junior Land Administrator
CENTRAL PARKLAND BU

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11311-106 Avenue
Edmonton, AB T5H 0R6

**RE: Objection to Notice of Proposed Wellsite and Access Road
Devon Wimborne 16-15-34-26W4M
Devon File # 10,388**

EnCana Corporation ("EnCana") is the registered fee simple owner of coal underlying all of section 16-15-34-26W4M as well as all other mines and minerals

EnCana, as the mineral rights owner in the Notice of proposed Wellsite and Access Road, objects to the Notice on the basis of the following:

Ownership of Coalbed Gas

The leased substances granted by the Lease are limited to "All petroleum and natural gas, natural gasoline and related hydrocarbons other than coal." In EnCana's view, sufficient legal uncertainty surrounds the interpretation of whether coalbed gas is included in the foregoing language that the Application may not proceed without judicial resolution of the issue.

EnCana has serious concerns respecting Devon's entitlement to produce "gas from coal" pursuant to the Lease. Failing to object in circumstances where an applicant does not hold a valid and subsisting lease, or is not entitled to produce the relevant leased substances, may prejudice EnCana as such failure may be interpreted as a form of waiver or estoppel.

Yours truly,
**ENCANA CORPORATION
ENCANA MIDSTREAM & MARKETING
ENCANA OIL & GAS PARTNERSHIP**

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