

**MEMORANDUM OF AMENDMENT TO
SURFACE DAMAGE AND RELEASE AGREEMENT**

✓ WHEREAS on the 13 day of May, 2009, David D. Schafer and Joyce M. Schafer, Trustees of the D & J Schafer Living Trust, dated February 28, 2002, with an address of 177 TZ Trail, Grand Junction, CO 81503, and, Connie Gray, with an address of 11800 Road 29, Cortez, CO 81321, ("Owner"), and Bill Barrett Corporation with an address of 1099 18th Street, Suite 2300, Denver, CO 80202, ("BBC"), entered into an Amendment to Surface Damage and Release Agreement ("Agreement") covering certain oil and gas wells on lands in Montezuma County, Colorado, ("Lands") as described below:

Township 37 North, Range 17 West, N.M.P.M.

Section 15: SW/4 SW/4 & SE/4 SW/4

Existing Well:

Gray #13H-15-37-17

Additional Wells:

Gray #13S-15-37-17

Gray #14N & #14S-15-37-17, and,

Others to be determined on and upon herein described land.

WHEREAS, said agreement provides for the drilling of wells as named above. Said agreement sets forth payment of a specific amount to cover compensation for the wells. Said agreement, with all of its terms, conditions, covenants and other provisions, is referred to and incorporated into this Memorandum for all purposes.

NOW THEREFORE this Memorandum is placed of record for the purpose of giving notice of the Amendment to Surface Damage and Release Agreement and shall inure to the benefit of the herein named parties heirs, successors and assigns.

OWNERS: David D. Schafer & Joyce M. Schafer, Trustees of the D&J Schafer Living Trust, dated February 28, 2002, and, Connie Gray

BILL BARRETT CORPORATION

✓ David D. Schafer - trustee
David D. Schafer, Trustee

By: Huntington T. Walker
Name: Huntington T. Walker

✓ Joyce M. Schafer, Trustee
Joyce M. Schafer, Trustee

Title: Sr. Vice President Land
Bill Barrett Corporation
1099 18th Street, Suite 2300
Denver, CO 80202
Attention: Huntington T. Walker
Sr. Vice President -Land
(303) 293-9100

✓ Connie Gray
Connie Gray

ACKNOWLEDGMENT

STATE OF COLORADO)

COUNTY OF Mesa ss.)

BEFORE ME, the undersigned authority, on this 13 day of May, 2009, personally appeared David D. Schafer and Joyce M. Schafer, to me known to be the individual(s) described in and who executed the foregoing instrument, and acknowledged to me that they signed the said instrument at their free and voluntary act and deed for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

My Commission Expires

My Commission Expires 10/25/2010



Notary Public: Cricket Morris

Address: 564 32 Rd GJ Co 81504

EXHIBIT "A"

OWNER and OPERATOR acknowledge they have inspected the proposed well pad site area and agree as to its location.

Township 37 North, Range 17 West, N.M.P.M.
Section 15: SW/4 SW/4 & SE/4 SW/4

OWNER:

✓ David D. Schafer, Trustee
David D. Schafer, Trustee

✓ Joyce M. Schafer, Trustee
Joyce M. Schafer, Trustee

✓ Connie Gray
Connie Gray

OPERATOR:

Bill Barrett Corporation

BY: Huntington T. Walker, Sr.
Huntington T. Walker, Sr. VP-Land

