

SURFACE DAMAGE AND RELEASE AGREEMENT

8 This Surface Damage and Release Agreement (this "Agreement") is made and entered into this day of August, 2007, by and between **Frankie D. Knuckles And Arveta P. Knuckles**, h&w with an address of P.O. Box 244, Dove Creek CO 81324 (Owner") and **Bill Barrett Corporation** with an address of 1099 18th Street, Suite 2300, Denver, CO 80202 ("BBC").

Whereas, BBC or an affiliate has the right to drill an oil and gas well or wells (the "Well") on the Lands ("Lands") in Dolores County, Colorado, described below:

Township 39 North, Range 18 West, N.M.P.M.
Section 11: NW/4NE/4


Said well(s) is to be drilled from a location(s) located in the above described lands as generally described on the plat in Exhibit "A" and will be known as the Knuckles ~~2H-11--39-18~~ Pad well(s).

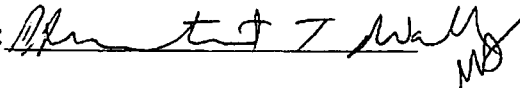
9. Owner hereby agrees to waive all thirty (30) day notices as required by the COGCC for issuing APDs or as may be required under consultation provisions of COGCC Rule 305 or 306 for the above proposed well location (s). Should the above proposed well location (s) need to be relocated for any reason, BBC agrees to consult with Owner prior to such relocation.


IN WITNESS WHEREOF, the parties have set their hands on the day and year first written above.

OWNER

BILL BARRETT CORPORATION


Frankie D. Knuckles

By: 
NB


Arveta P. Knuckles

Name: Huntington T. Walker

Title: Sr. Vice President - Land

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