

### Amendment to Surface Damage Agreement

This agreement is made and entered into between Bert W. Dow as trustee of the Bert W. Dow Revocable Trust dated March 6, 2003 ("Owner") whose address is 63 Dow Road, Sheridan, WY 82801 and J. M. Huber Corporation ("Operator") whose address is P.O. Box 6850, Sheridan, WY 82801.

#### Recital

Operator and Owner entered into a Surface Damage Agreement dated February 12, 2004 ("Agreement"). After that date, Operator acquired gas leases from persons who owned the minerals under other lands owned by Owner. The parties desire to amend the Surface Damage Agreement to include the lands described in such leases in the Surface Damage Agreement.

The parties agree as follows:

1. Exhibit "A" of the Surface Damage Agreement dated February 12, 2004 entered into between Operator and Owner is amended to add the following described lands to that agreement:

#### Township 57 North, Range 82 West, 6th P.M.

Section 1: Lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$  except that portion conveyed to Gilt Edge Mining Corporation in Book 326 of Deeds, Page 363

Section 2: All except that portion conveyed to Gilt Edge Mining Corporation in Book 326 of Deeds, Page 363

Section 3: Lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$

#### Township 58 North, Range 82 West, 6th P.M.

Section 22: All that part of Lot 7 except that portion conveyed to Gilt Edge Mining Corporation in Book 326 of Deeds, Page 363

Section 27: Lot 3 (31.00), SESW, and all that part of Lot 1 (31.32), NESW, and W $\frac{1}{2}$ SE except that portion conveyed to Gilt Edge Mining Corporation in Book 326 of Deeds, Page 363

Section 28: NENE, S $\frac{1}{2}$ NE, SE, NESW and all that part of the N $\frac{1}{2}$ NW and SENW described in the Special Warranty Deed from Metropolitan Life Insurance Company to Jack C. Dow and Dorothy L. Dow recorded in Book 332 of Deeds at Page 201

Section 34: Lots 1 (30.73), 7 (36.00), N $\frac{1}{2}$ SE, NENW, NE $\frac{1}{4}$  except that portion conveyed to Gilt Edge Mining Corporation in Book 326 of Deeds, Page 363

Section 35: Lot 2 (33.24), 3 (34.12), 4 (35.00), and all that part of the N $\frac{1}{2}$ SW except that portion conveyed to Gilt Edge Mining Corporation in Book 326 of Deeds, Page 363



Dated this 11th day of November, 2004

Bert W. Dow  
Bert W. Dow, trustee

J. M. Huber Corporation

By: Will W. DeLapp  
Title: Operations Manager

STATE OF Wyoming )  
COUNTY OF Sheridan ) : ss.

The foregoing instrument was acknowledged before me this 11th day of November, 2004, by Bert W. Dow, as Trustee of the Bert W. Dow Revocable Trust dated March 6, 2003.

Witness my hand and official seal.

Tom C. Linn  
Notary Public  
My Commission Expires: Nov. 26, 2005

STATE OF Wyoming )  
COUNTY OF Sheridan ) : ss.

The foregoing instrument was acknowledged before me this 11th day of November, 2004, by William W. DeLapp, operations manager, of J. M. Huber Corporation

Witness my hand and official seal.

Tom C. Linn  
Notary Public  
My Commission Expires: Nov. 26, 2005