



Bill Barrett Corporation

July 1, 2010

Specialty Restaurants, Inc.
c/o Rocky Mountain Realtors
820 Castle Valley Drive
New Castle, CO 81647
Attention: Toby Guccini

Re: Freeark Estates Tract 5
Request for Waiver of 150' Setback Rule

Dear Toby:

Bill Barrett Corporation is planning to drill multiple wells from the drill site pad located in Lot 5 of Freeark Estates located in Section 21-6S-92W. The new wells on the pad will be located 111' to 124' from your property line.

Pursuant to Colorado Oil and Gas Commission Rule 603 a. (2), a well shall be a minimum distance of one hundred fifty (150) feet from a surface property line. An exception may be granted by the Director if it is not feasible for the operator to meet this minimum distance requirement and a waiver is obtained from the offset surface owners.

We believe the chosen drill site is the best location 1) to reach the necessary bottom hole locations, 2) to accommodate the surface topography, and 3) to minimize drilling impacts, including reducing the number of well pads. If you agree, please so indicate by signing one copy of this letter below and returning it to me in the envelope provided. If you have questions, give me a call at 970-230-0924.

Sincerely,

Bill Barrett Corporation

Jeff Fandrich

4.7 AS AGREED AND ACKNOWLEDGMENT OF BOTH PARTIES SIGNATURES ON:
"EXHIBIT #1-BEDM AGREEMENT."

I hereby agree to waive the minimum setback distance of 150' required under Colorado Oil and Gas Commission Rule 603 a. (2)

BY:

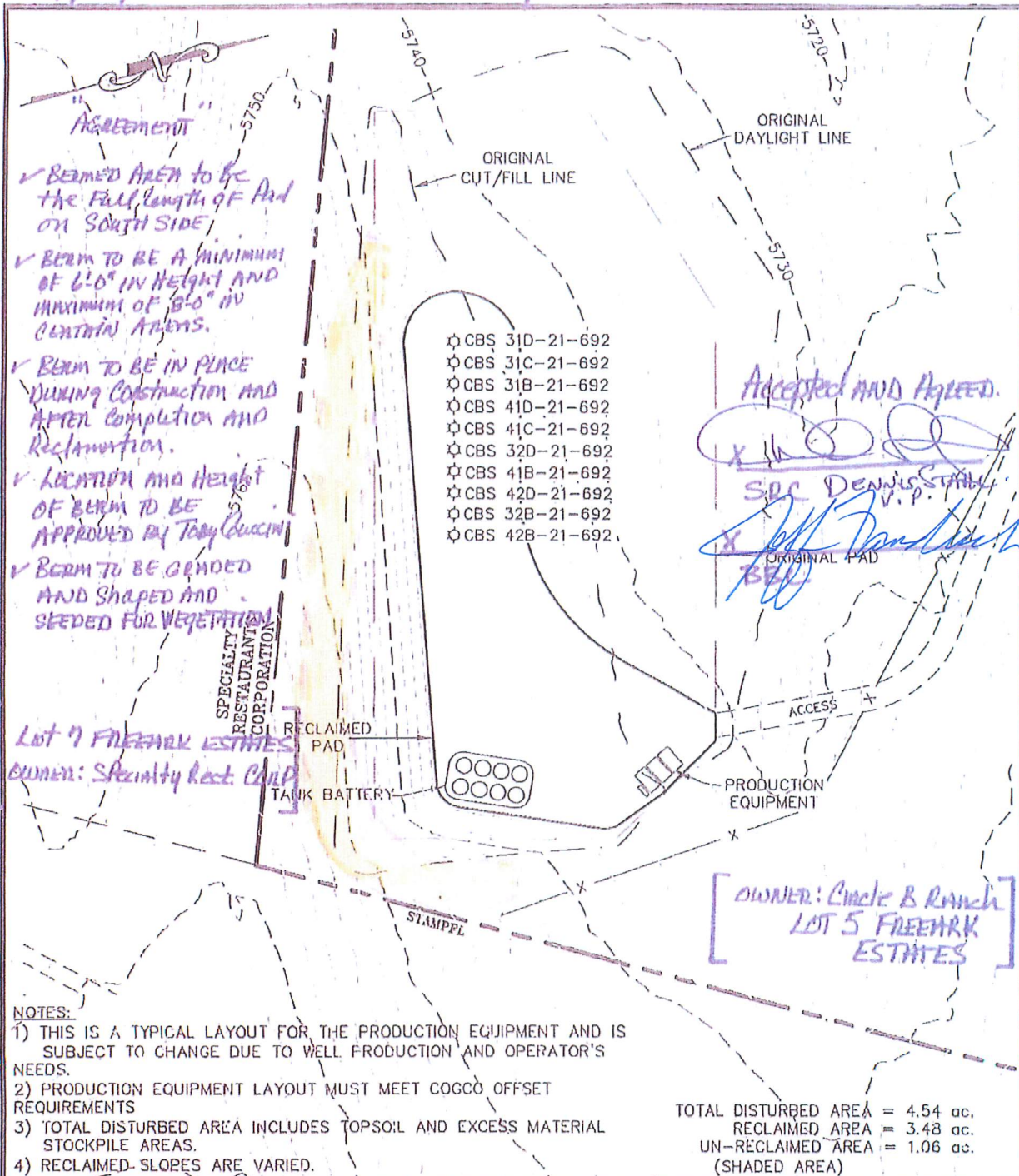
Name & Title: DENNIS STAHL, V.P.

Date: 7/29/2010

112 RED FEATHER TRAIL
SILT, CO 81652
P 970-876-1969
F 970-876-0981

7/28/2010

EXHIBIT #1 - BERM AGREEMENT - LOT 5 FREEARK



ECLIPSE
surveying

111 E. THIRD ST., SUITE 208, RIFLE, CO 81650
(970) 625-3048

REV. DATE: 7/13/10
SCALE: 1" = 100'
DATE: 05/13/10
SHEET: 5 OF 7
PROJECT: CRCLB5
DFT: TAB

B Bill Barrett Corporation

CIRCLE B TRACT 5
RECLAIMED PAD &
PRODUCTION EQUIPMENT