

**Mail tax notice to:**

Taco Minerals, L.L.C.  
c/o Jerry C. Whitt  
5308 Kenley Way  
Birmingham, AL 35242

**This instrument was prepared by:**

Melissa B. Croxton  
Spain & Gillon, L.L.C.  
2117 Second Avenue North  
Birmingham, Alabama 35203

**SPECIAL WARRANTY DEED**

STATE OF ALABAMA       )  
COUNTY OF SHELBY     )

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of Ten Dollars (\$10) to the undersigned Grantor, **THE WHITT GROUP OF WEST VIRGINIA, INC.**, a West Virginia Corporation, in hand paid by Grantee, **TACOA MINERALS, LLC**, an Alabama Limited Liability Company, the receipt whereof being hereby acknowledged, Grantor, does grant, bargain, sell and convey unto the said Grantee, the following described real estate situated in Shelby County, Alabama, and more particularly described as Parcels 1 and 2 in Exhibit A

\$150,000  
pd by MTG

**SUBJECT TO:**       i) taxes and assessments for the year 2005, a lien but not yet payable; ii) title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges, immunities and release of damages relating thereto, as recorded in Deed Volume 227, page 708, Deed Volume 302, page 766, Instrument # 1995-37304, Instrument # 1996-2519, Instrument # 2004-14856 and Instrument # 2004-14857; iii) 100 foot Southern Railway right of way (Parcel 1 & 7); iv) title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges, immunities and release of damages relating thereto, as recorded in Deed Volume 280, page 47 as amended in Real Volume 391, page 547, Instrument 1994-3225, and Instrument 1996-21551 (Parcel 1); v) title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges, immunities and release of damages relating thereto, as recorded in Instrument # 1997-18712 and corrected in Instrument 2004-1730 (Parcel 2); vi) reservation of royalties, hunting agreement, easements and right of ways contained in deed and map recorded as Instrument 1997-18712 and corrected by Instrument 2004-1730 (Parcel 2); vii) release of damages, conditions, restrictions, reservation and limitations set out in deeds recorded in Instrument 2004-67584 and 2005-354; viii)

agreement with respect to surface and subsurface uses recorded in Instrument 2004-14860; and ix) non-exclusive easements reserved in Instrument 2004-67584. All other easements, encumbrances, restrictions, and rights of way of record.

To have and to hold the said above described property unto the said Grantee, its, heirs, personal representatives, successors and assigns forever.

Grantor makes no warranty or covenant respecting the nature of the quality of the title to the property hereby conveyed other than that the Grantor has neither permitted or suffered any lien, encumbrance or adverse claim to the property described in Exhibit A since the date of acquisition thereof by the Grantor.

IN WITNESS WHEREOF, we have hereunto set \_\_ and hand \_\_ and seal \_\_, this the 30 day of June, 2005.

THE WHITT GROUP OF WEST VIRGINIA, INC.,  
a West Virginia Corporation

By: [Signature]

Its: Member

STATE OF ALABAMA     )  
SHELBY COUNTY        )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Terry C. Whitt, whose name as Member of The Whitt Group of West Virginia, Inc., a West Virginia Corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the forgoing, he as such officer and with full authority executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and seal, this 30 day of June, 2005.

[Signature]  
NOTARY PUBLIC

My Commission Expires

## EXHIBIT "A"

### PARCEL 1:

A tract of land, situated in the East half of the Northeast quarter of Section 29, Township 21 South, Range 4 West of the Huntsville Principal Meridian, Shelby County, Alabama being more particularly described as follows:

Commence at the Northeast corner of Section 29, Township 21 South, Range 4 West; thence in a Westerly direction along the North boundary of said Section 180.22 feet; thence turning an angle of 50 degrees 31 minutes 33 seconds to the left in a Southwesterly direction, 482.08 feet to the point of beginning of tract herein described; thence turning an angle of 93 degrees 21 minutes 45 seconds to the left in a Southeasterly direction 96.69 feet; thence turning an angle of 61 degrees 53 minutes 18 seconds to the right in a Southwesterly direction, 323.04 feet; thence turning an angle of 16 degrees 19 minutes 28 seconds to the right in a Southwesterly direction, 801.74 feet; thence turning an angle of 20 degrees 57 minutes 16 seconds to the right in a Southwesterly direction, 303.15 feet; thence turning an angle of 55 degrees 21 minutes 07 seconds to the right in a Northwesterly direction 258.54 feet; thence turning an angle of 91 degrees 40 minutes 24 seconds to the right in a Northeasterly direction, 535.80 feet; thence turning an angle of 7 degrees 42 minutes 34 seconds to the right in a Northeasterly direction 122.28 feet; thence turning on an angle of 10 degrees 18 minutes 36 seconds to the right in a Northeasterly direction 193.10 feet; thence turning an angle of 2 degrees 11 minutes 48 seconds to the right in a Northeasterly direction, 191.47 feet; thence turning an angle of 6 degrees 59 minutes 06 seconds to the right in a Northeasterly direction, 490.22 feet; thence turning an angle of 86 degrees 36 minutes 15 seconds to the right in a Southeasterly direction, 121.64 feet to the point of beginning.

### PARCEL 2:

Commence at the Southeast corner of Section 20, Township 21 South, Range 4 West; thence run Northwesterly 292.73 feet along the North line of the South diagonal of the South half of the Southeast quarter of the Southeast quarter of said Section 20, Township 21 South, Range 4 West to the East right-of-way line of Southern Railway Company, said point being the point of beginning; thence continue Northwesterly 1,198.36 feet to the Northwest corner of the Southwest quarter of the Southeast quarter of the Southeast quarter of said Section 20, Township 21 South, Range 4 West; thence run Southwesterly 933.19 feet to the Southwest corner of the Southeast quarter of the Southwest quarter of the Southeast quarter of said Section 20, Township 21 South, Range 4 West, said point also being on the South line of said Section 20, Township 21 South, Range 4 West, and also being on the North line of Section 29, Township 21 South, Range 4 West; thence run 1,361.87 feet to the Southeast corner of the Southwest quarter of the Southwest quarter of the Northwest quarter of the Northeast quarter of said Section 29, Township 21 South, Range 4 West, said point also being on the South line of the North half of the Northeast quarter of said Section 29, Township 21 South, Range 4 West; thence run Easterly 1,127.39 feet along the South line of

said North half of the Northeast quarter of said Section 29, Township 21 South, Range 4 West, to a point on the West line of a tract of land quitclaimed by USX Corporation to Oak Mountain Energy Corporation by deed dated August 24, 1996; thence run Northeasterly along the West line of said tract 208.38 feet; thence turn a deflection angle to the right of 7 degrees 42 minutes 34 seconds and run Northeasterly along the West line of said tract 122.28 feet; thence turn a deflection angle to the right of 10 degrees 18 minutes 36 seconds and run Northeasterly along the West line of said tract 193.10 feet; thence turn a deflection angle to the right of 2 degrees 11 minutes 48 seconds and run Northeasterly along the West line of said tract 191.47 feet; thence turn a deflection angle to the right of 6 degrees 59 minutes 06 seconds and run Northeasterly 490.22 feet; thence turn a deflection angle to the right of 86 degrees 36 minutes 15 seconds and run Southeasterly 100 feet to the East right-of-way line of Southern Railroad Company; thence run Northeasterly along said East right-of-way line of Southern Railway Company 547.31 feet to the point of beginning.

**PARCEL 3:**

*[Intentionally Omitted]*

**PARCEL 4:**

*[Intentionally Omitted]*

**PARCEL 5:**

*[Intentionally Omitted]*

**PARCEL 6:**

*[Intentionally Omitted]*

**PARCEL 7:**

*[Intentionally Omitted]*