

THIS DEED IS BEING EXECUTED FOR NOMINAL CONSIDERATION FOR THE PURPOSE OF PERFECTING TITLE TO REAL ESTATE.

This Instrument was prepared by:
M. Beth O'Neill
Maynard, Cooper & Gale, P.C.
1901 Sixth Avenue North
2400 Regions/Harbert Plaza
Birmingham, Alabama 35203-2618
(205) 254-1093

Send tax notices to:
Jesse Creek Mining, LLC
1669 Mission Hills Road
Alabaster, Alabama 35007

STATE OF ALABAMA COUNTY OF SHELBY

STATUTORY WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid to the undersigned, THE WHITT GROUP OF WEST VIRGINIA, INC., a West Virginia corporation ("Grantor"), by TACOA MINERALS, L.L.C., an Alabama limited liability company ("Grantee"), the receipt and sufficiency of which is acknowledged, the said Grantor does GRANT, BARGAIN, SELL AND CONVEY unto the Grantee, its successors and assigns, that certain real estate situated in Shelby County, Alabama, which is described in Exhibit A attached hereto and made a part hereof (the "Property").

It is expressly understood and agreed that this Statutory Warranty Deed is made subject to the following (the "Exceptions"):

- 1. Taxes and assessments for the year 2013 and subsequent years, which are a lien but not yet due and payable.
- 2. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, including release of damages, as recorded in volume 227, Page 708; Volume 203, Page 766; Instrument #1995-37304; and Instrument #1996-02519, all in the Probate Office of Shelby County, Alabama.
- 3. Oil, gas and mineral lease recorded in Volume 246, Page 67, and Instrument 1996-02522 in said Probate Office.

TO HAVE AND TO HOLD the said Property unto the Grantee, its successors and assigns forever, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

The Grantor hereby covenants and agrees with the Grantee, and its successors and assigns, that the Grantor, and its successors and assigns, will warrant and defend the above described Property against the lawful claims of all persons (other than persons claiming under the Exceptions) claiming by, through, or under the Grantor, but not further or otherwise.

[SIGNATURE ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the Grantor has hereto set its signature and seal on the date of the acknowledgment of the Grantor's signature below, to be effective as of January \underline{vv} , 2013.

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

Virginia corporation

By:__

Name: John McNab

Title: President

STATE OF ALABAMA)
COUNTY OF She was a second of the secon

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that John McNab, whose name as President of THE WHITT GROUP OF WEST VIRGINIA, INC., a West Virginia corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this at day of January, 2013.

Notary Public Notary Public

[SEAL]

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

The West ½ of Section 14 Township 21 South Range 04 West lying south of Norfolk Southern Railroad. Situated in Shelby County, Alabama.



20130204000048980 3/4 \$22.00 Shelby Cnty Judge of Probate, AL 02/04/2013 04:10:26 PM FILED/CERT

Real Estate Sales Validation Form

This Document must be filed in accordance with Code of Alabama 1975, Section 40-22-1 The Whitt Group of West Virginia, Grantee's Name Tacoa Minerals, L.L.C. Grantor's Name Inc. Mailing Address 1669 Mission Hills Road 1669 Mission Hills Road Mailing Address Alabaster, Alabama 35007 Alabaster, Alabama 35007 January $\mathcal{V}^{oldsymbol{\mathcal{U}}}$, 2013 Date of Sale Property Address See Exhibit A hereto 10.00 Total Purchase Price or **Actual Value** Assessor's Market Value \$ 25.00 The purchase price or actual value claimed on this form can be verified in the following documentary evidence: (check one) (Recordation of documentary evidence is not required) Bill of Sale Appraisal Other Nominal consideration to corrective title defect Sales Contract Closing Statement If the conveyance document presented for recordation contains all of the required information referenced above, the filing of this form is not required. **Instructions** Grantor's name and mailing address – provide the name of the person or persons conveying interest to property and their current mailing address. Grantee's name and mailing address – provide the name of the person or persons to whom interest to property is being conveyed. Property address – the physical address of the property being conveyed, if available. Date of Sale – the date on which interest to the property was conveyed. Total Purchase Price – the total amount paid for the purchase of the property, both real and personal, being conveyed by the instrument offered for record. Actual Value – if the property is not being sold, the true value of the property, both real and personal, being conveyed by the instrument offered for record. This may be evidenced by an appraisal conducted by a licensed appraiser or the assessor's current market value. If no proof is provided and the value must be determined, the current estimate of fair market value, excluding current use valuation, of the property as determined by the local official charged with the responsibility of valuing property for property tax purposes will be used and the taxpayer will be penalized pursuant to <u>Code of Alabama 1975</u> § 40-22-1 (h). I attest, to the best of my knowledge and belief that the information contained in this document is true and accurate. I further understand that any false statements claimed on this form may result in the imposition of the penalty indicated in Code of Alabama 1975 § 40-22-1 (h). January 11, 2013 Date Printed Name: The Whitt Group of West Virginia, Inc. By:

Name: John McNab

Its: President

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(verified by)

Shelby Cnty Judge of Probate, AL 02/04/2013 04:10:26 PM FILED/CERT