



20170120000024590 1/4 \$25.00  
 Shelby Only Judge of Probate, AL  
 01/20/2017 08:33:00 AM FILED/CERT

### REAL ESTATE VALIDATION FORM

The following information is provided pursuant to Alabama Code §40-22-1, and is verified by the signature of Grantor below:

<b>Grantor's Name:</b>	D.R. Horton, Inc.-Birmingham	<b>Grantee's Name</b>	DRH Energy, Inc.
<b>Mailing Address</b>	2188 Parkway Lake Drive	<b>Mailing Address:</b>	301 Commerce St., Ste. 500
	Hoover, Alabama 35244		Fort Worth, Texas 76102
	Attn: Andrew J. Hancock		Attn: Mark Karnes
 <b>Property Address:</b>	 Lots 23, 34, 35, 57, 58, 60, 61, 62, 63, 64 (1 <sup>st</sup> Sector), and 70 (3 <sup>rd</sup> Sector)	<b>Date of Sale:</b>	January 12, 2017
	Kinsale Gardens subdivision		
	Calera, Alabama	<b>Purchase Price:</b>	\$1,000.00 Non-producing
			<b>Acreage:</b>

**THIS INSTRUMENT PREPARED BY:**

Jack P. Russell  
 Hand Arendall LLC  
 2001 Park Place North  
 Suite 1200  
 Birmingham, Alabama 35203

STATE OF ALABAMA  
 COUNTY OF SHELBY

### MINERAL DEED

THIS MINERAL DEED is made by D.R. HORTON, INC. – Birmingham, an Alabama corporation ("Grantor"), whose mailing address is 2188 Parkway Lake Dr., Hoover, Alabama 35244, to and for the benefit of DRH ENERGY, INC., a Colorado corporation ("Grantee"), whose mailing address is 301 Commerce St., Ste. 500, Ft. Worth, TX 76102, Attn: Mark Karnes.

Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration paid by Grantee, the receipt of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does hereby grant, bargain, sell and convey unto Grantee and its successors and assigns the following (collectively, the "Conveyed Rights"):

A. Any and all (i) oil rights, (ii) mineral rights, (iii) natural gas rights, (iv) rights to all other hydrocarbons by whatsoever name known, (v) geothermal heat rights or geothermal substances that may be produced from the Property (as hereinafter defined), (vi) water rights and claims or rights to water, and (vii) all products derived from any of the foregoing (collectively, "Subsurface Resources") located in or under that certain real property located in Shelby County, Alabama, and described in **Exhibit A** attached hereto and incorporated herein (the "Property"), to the extent such Subsurface Resources have not been previously reserved and/or retained by third parties; and

B. The perpetual right to drill, mine, explore and operate for and produce, store and remove any of the Subsurface Resources on or from the Property by any means whatsoever, including without limitation, the right to whipstock or directionally drill and mine, from lands other than the Property, wells, tunnels and shafts into, through or across the subsurface of the Property, and to bottom such whipstocked or directionally drilled wells, tunnels and shafts within or beyond the exterior limits of the Property, and to redrill, retunnel, equip, maintain, repair, deepen and operate any such wells or mines, but without the right to drill, mine, explore, operate, produce, store or remove any of the Subsurface Resources through or in the surface of the Property or the upper five hundred (500) feet of the subsurface of the Property.

**TO HAVE AND TO HOLD** the Conveyed Rights, with all rights, privileges and appurtenances thereunto belonging, if any, to Grantee in fee simple.

Grantor makes no warranty, express or implied, as to title to the Conveyed Rights. Furthermore, this conveyance is made subject to any and all matters of record in the county in which the Property is situated, including, without limitation, all prior reservations and conveyances of minerals, royalties, groundwater and other interests affecting all or any part of the Subsurface Resources, to the extent the same are valid and subsisting and affect the Subsurface Resources.


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IN WITNESS WHEREOF, Grantor has caused this instrument to be executed by its duly authorized officer to be effective as of the \_\_\_\_ day of January, 2017.

**D.R. HORTON, INC. – Birmingham,**  
an Alabama corporation

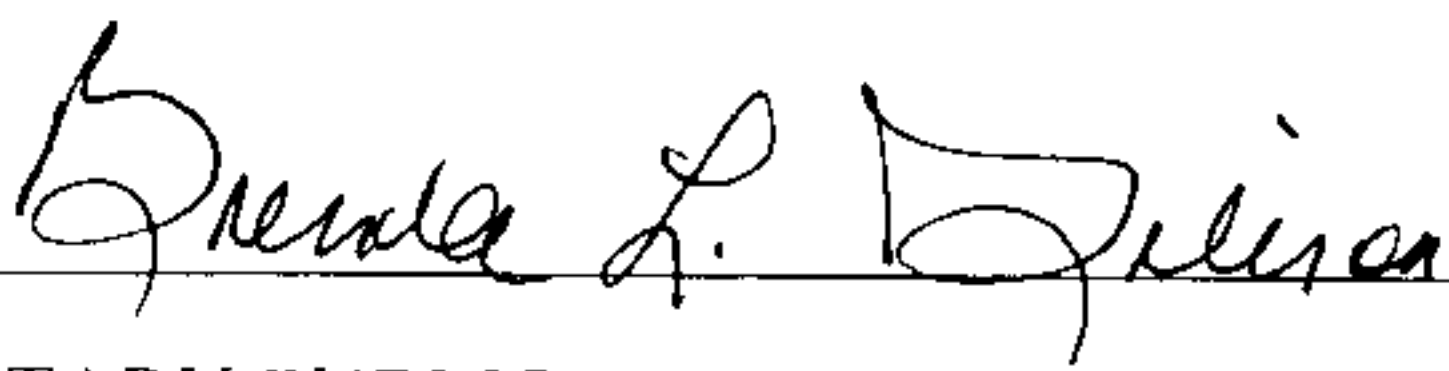
By:   
Andrew J. Hancock  
As Its Division President

STATE OF ALABAMA                    )  
COUNTY OF Shelby                )

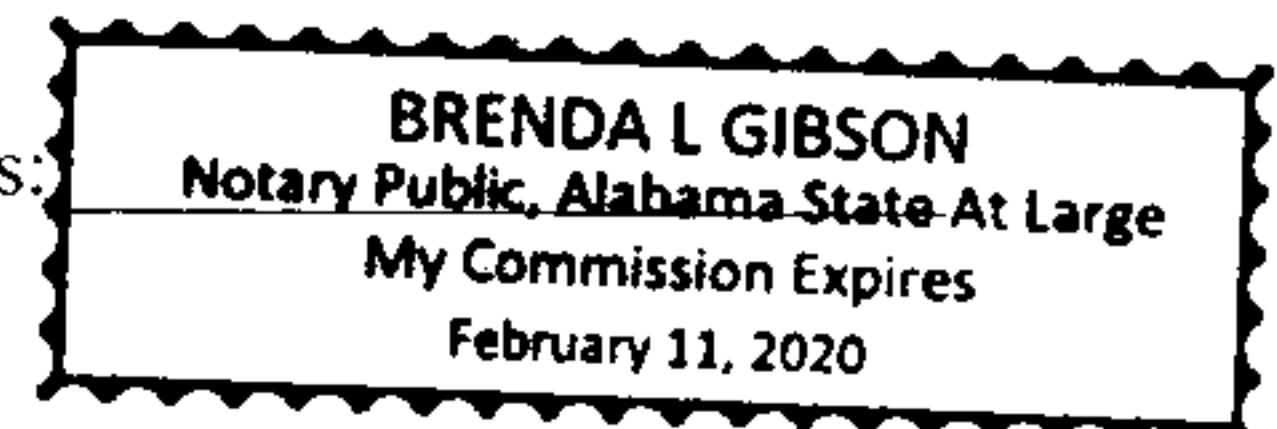
I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Andrew J. Hancock, whose name as Division President of D.R. Horton, Inc. – Birmingham, an Alabama corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer, executed the same voluntarily and with full authority for and as the act of said corporation.

Given under my hand and official seal this 16th day of January, 2017.

{SEAL}

  
NOTARY PUBLIC

My Commission Expires:



## **EXHIBIT A**

That certain real property located in Shelby County, Alabama described as follows:

**Lots 23, 34, 35, 57, 58, 60, 61, 62, 63 and 64, according to the survey of Kinsale Gardens 3rd Sector, as recorded in Map Book 41, page 90, in the Probate Office of Shelby County, Alabama.**

**Lot 70, according to the survey of the Amended Map of Kinsale Gardens 1st Sector, as recorded in Map Book 35, page 49, in the Probate Office of Shelby County, Alabama.**

