



FOR REGISTRATION REGISTER OF DEEDS  
Willie L. Covington  
DURHAM COUNTY, NC  
2011 SEP 15 01:24:19 PM  
BK:6800 PG:583-586 FEE:\$25.00

INSTRUMENT # 2011027767

Prepared by: Bagwell Holt Smith Jones & Crowson, P.A. (without title examination)

Excise Tax: None

Return to: Grantee  
NORTH CAROLINA  
DURHAM COUNTY

**MINERAL DEED**

This Mineral Deed is made July 5, 2011, by and between D.R. Horton, Inc., a Delaware corporation, 2000 Aerial Center Parkway, Suite 110, Morrisville, NC 27560, hereinafter called "Grantor," and DRH ENERGY, INC., a Colorado corporation, 301 Commerce St., Ste. 500, Ft. Worth, TX 76102, hereinafter called "Grantee."

The Grantor, for and in consideration of the sum of Ten Dollars and other good and valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has given, granted, bargained, sold and conveyed, and by these presents does give, grant, bargain, sell and convey unto the Grantee, its successors and assigns the following:

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 herein 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 Harnett County, North Carolina, and described in **Exhibit A** attached hereto and incorporated herein (the "Property"), to the extent such Subsurface Resources have not been previously reserved; 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 above described real property, with all rights, privileges and appurtenances thereunto belonging to the Grantee in fee simple.

The Grantor makes no warranty, express or implied, as to title to the real property conveyed hereunder.

IN WITNESS WHEREOF, the Grantor has caused this instrument to be executed by its duly authorized officer on the date first stated above.

D.R. Horton, Inc.,  
a Delaware corporation

By: [Signature]  
John Nance, Division President

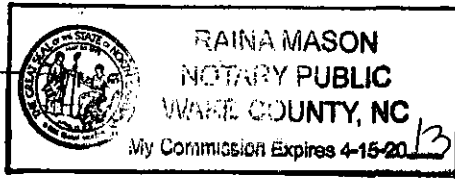
NORTH CAROLINA  
WAKE COUNTY

I, RAINA MASON, a notary public, certify that John Nance personally came before me this day and acknowledged that he is Division President of D.R. Horton, Inc., a Delaware corporation, and that he, as Division President, being duly authorized to do so, voluntarily executed the foregoing on behalf of the corporation.

Witness my hand and official seal this the 5<sup>th</sup> day of JULY, 2011.

My commission expires: 4-15-2013

[Signature]  
Notary Public



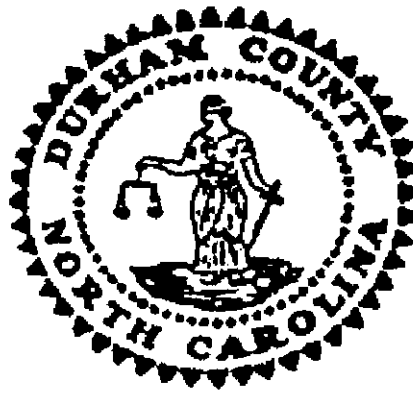
**EXHIBIT A**

**Tract One:**

Being all of Lots 2, 4, 7, 9, 10, 12, 30, 31, 34, 36, 38, 39, 40 and 41 as shown on plat of survey entitled, "FINAL PLAT SUBDIVISION AND RIGHT-OF-WAY DEDICATION PHASE ONE EVERWOOD SUBDIVISION," of record at Plat Book 172 Pages 311 and 314, Durham County Registry, as re-recorded and corrected by that plat of survey entitled, "FINAL PLAT OF CORRECTION PHASE ONE EVERWOOD SUBDIVISION," of record at Plat Book 178 Pages 316 and 319, Durham County Registry.

**Tract Two:**

Being all of that 11.035 acre tract of land designated as "FUTURE DEVELOPMENT" on plat of survey entitled, "FINAL PLAT SUBDIVISION AND RIGHT-OF-WAY DEDICATION PHASE ONE EVERWOOD SUBDIVISION," of record at Plat Book 172 Pages 311 and 314, Durham County Registry, as re-recorded and corrected by that plat of survey entitled, "FINAL PLAT OF CORRECTION PHASE ONE EVERWOOD SUBDIVISION," of record at Plat Book 178 Pages 316 and 319, Durham County Registry.



WILLIE L. COVINGTON  
REGISTER OF DEEDS, DURHAM COUNTY  
DURHAM COUNTY COURTHOUSE  
200 E. MAIN STREET  
DURHAM, NC 27701

**PLEASE RETAIN YELLOW TRAILER PAGE**

It is part of recorded document, and must be submitted with original for re-recording  
and/or cancellation.

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**Filed For Registration:** 09/15/2011 01:24:19 PM  
**Book:** RE 6800 Page: 583-586  
**Document No.:** 2011027767  
DEED 4 PGS \$25.00  
**Recorder:** SHARON M CEARNEL



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