183

Dailey Owen
Et al
To
Thos Harrison

The State of Alabama } This indenture made and entered
Shelby County } into this the 19th day of August 1876
between Owen Dailey and his wife, Janice E Dailey, and
Owen A Dailey of the first part and Thomas Harrison of the
second part. Witnesseth The parties of the first part, for
and in consideration of the sum of One hundred Dollars
to them in hand paid, have bargained sold, and do here-
by bargain sell grant and convey release and confirm
unto the said party of the second part his heirs and as-
signs forever all the minerals, stone, coal, mineral deposi-
ts on in under, the following described land; S½ of
35 NE¼, NE¼ of SE¼ section 35. S.½ of NW¼ NW¼ of

S W 1/4 Section 36, Township 21 Range 4 west, lying and being in said County and State; together with all timber, trees and shrubs now growing and hereafter to grow on said lands, necessary for mining purposes, bridges, cause-ways, fuel building, opening and repairing roads, tramo-ways on said land, and the right and privilege to dig, mine, excavate and transport said minerals and mineral deposits in, on, and over said lands, to have and exercise for themselves their hands, employees and assigns at all times the right of way and ways of ingress and egress to and on the same together with all the rights, powers, privileges necessary to sinking shafts mining transporting coal and rocks burning and preparing for market coke and all other substances & oils made of coal, to have and to hold all the foregoing minerals deposits rights privileges, incurporealo, hereditaments unto the said party of the second part, his heirs and assigns forever, The said parties of the first part reserving the right to use and cut such timbers on said land as may be necessary for fuel and fencing purposes. The said parties of the first part covenant to and with the party of the second part that they will warrant and forever defend the foregoing property and rights hereby conveyed, against all persons whatsoever and the said party of the second part shall have the perfect peaceable and quiet enjoyment of the same, for himself his heirs and assigns. In testimony whereof we have hereunto set our hands and seal the day and year above written.

Owen his X mark Dailey (Seal)
Jane C her mark Dailey (Seal)
(Seal)

Attest
R. D. Harris
P. D. Mooney

The State of Alabama } I, R. D. Harris an acting Justice
County of Shelby } of the Peace in and for said County hereby certify that Owen Dailey and his wife Jane C Dailey & Owen A Dailey whose names are signed to the foregoing conveyance and who are known to me acknowledged before me on this day, that being informed of the contents of the conveyance, have executed the same voluntarily on the day the same bears date. Given under my hand this the 19th day of August 1876.

R. D. Harris J. P.

Filed for Record April 6th 1882 & Recorded
J. T. Leeper Judge of Probate.