

Lapley J.W.
Subs to
Shelby Line Co.

The State of Alabama. This Indenture made this
Shelby County Sixth day of May eighteen
hundred and sixty nine by and between John W.
Lapley John R. Peenan & J. Shule T.C. Gardner
& Alfred V. Gardner E. J. Wales & R.H. Adams of the first
part and Shelby Line Company a body corporate
of the State and County aforesaid of the second
part, Witnesseth = that the lands herein after des-
ignated belong to the said Shelby Line Company
as Capital Stock thereof, and so far as the said
land shall not have been duly and regularly
conveyed to the said Shelby Line Company and
may in any manner in whole or in any part
be sold in the fractis of the first part the said
parties of the first part for valuable & sufficient
consideration received by them have granted
bargained, sold & conveyed, and do by this In-
denture grant, bargain, sell and convey to the
said Shelby Line Company a body corporate
as aforesaid to be as capital stock thereof, all the
right title & interest legal or equitable of the
parties of first part, and each of them in & to the
following specific and designated lands, that is
to say: all the right, title & interest of the fractis of the
first part jointly & severally in Sections twenty one
twelve and sixteen and the North East quarter
of the North East quarter: and the North West quarter
of the North West quarter of fractional section twenty
and the East half of the South West quarter of section
seventeen. The South West quarter of the South East
quarter and the South half of the South West quarter
of section eleven. The East half of the South East
quarter of section ten. (all that part of the East
fractis of the South East quarter of section twenty
which lies South of the Selma, Rome & Dalton,
formerly Alabama & Tennessee rail road estimated
at ten acres be the same more or less) and the ten
acres as purchased of William Williams in
South West quarter of the South West quarter of sec-
tion ten and in South East quarter of the South
East quarter of section nine: all the aforesaid lands
being in township twenty two and range ten & west
the North West quarter of the North West quarter of section one
and the South East quarter of the North East quarter
and the North West quarter of the North East quarter
and the North East quarter of the North East quarter
of section ten (2) the four last above mentioned
tracts being in township twenty four. (24),

range thirteen 1/3 east: and the North East quarter of the North West quarter: and the South West quarter of the North West quarter of section 24 two of township + range last above mentioned: and the North East quarter of the North West quarter of section five (5): and the North East quarter of the North West quarter of section five (5) in township twenty four (24) and range thirteen (13) last: and all of the stone timber + wood except only as herein after excepted) being to be in and upon and under the herein after designated tracts or parcels of land: that is to say: the South half of the North East quarter: and the South East quarter section seventeen and sections fourteen except the East half of the South East quarter, and the west half of the South West quarter and section fifteen, except the west half of the South West quarter, and the South East quarter, or the South East quarter thereof: and the north half of the North West quarter of section twenty three and whatsoever other portions of said sections fourteen, fifteen and twenty three may belong to the parties of the first part or any of them, hereby conveying only the stone and timber and wood being to be in and upon the above specified and designated portions of said sections, seventeen, fourteen, fifteen + twenty three which are in township twenty two west, excepting and reserving to said John N. Lapley and Virgil H. Gardner, their heirs or assigns the right to appropriate and use in common with said party of the second part so much of the wood + timber, being to be in the designated portions of said sections seventeen, fourteen, fifteen and twenty three as may be derived by them respectively or their respective heirs or assigns for their own uses + purposes: and the stone wood and timber being to be in and upon and under the following designated tracts or parcels of land, that is to say: the west half of the North East, and the East half of the North West quarter: and the South East quarter of the North East quarter all of section twenty four, and the South East fraction of said section twenty four (South East fraction of said section twenty four) except forty acres of the East End thereof, which belongs (as formerly did belong) to Hiram Butler: the said section twenty four being in township twenty two (22) and range three and reserving to Lemuel J. Stiles his heirs or assigns to use for his adjoining plantation but not other wise so much of the wood + timber on said tract above mentioned tracts of land as may be required for fire wood and plantation purposes, except white oak, all of which belongs

to the said party of the record part, and shall be
 reserved for its use, and except also such stone as the
 said Hale may derive for his own use, or as his
 heirs and assigns may want for their use, but not
 for sale; and reserving to the said Hale his heirs and
 assigns the right of way for themselves, their teams
 vehicles across the said above designated portions
 of the north East quarter of the north west quarter
 of said section five in township twenty four range
 thirteen East, from one portion of his or their ad-
 joining lands to another, and to the rail road
 provided that the right shall be so exercised as to
 cause as little inconvenience to the party of the record
 part its successors and assigns, as practicable;
 and provided that the reservation aforesaid to the
 said Hale his heirs and assigns shall not and
 does not authorize the clearing of any of the land
 in which his heirs or assigns have the privilege
 reserved to him and them for using wood timber
 as herein before specified by the said Hale his heirs or
 assigns; but the wood and timber in the said above
 designated portions of said section twenty four
 shall be reserved for the use and benefit business of
 the said party of the record part, except only so
 far as the said Hale his heirs or assigns have the
 right to use for the purposes specified in said res-
 ervation of right as to the use of timber or wood
 as herein above provided; and the said Hale his heirs
 and assigns shall exercise said reserved right as to
 wood and timber in such manner as to cause no
 unnecessary waste or injury of the wood & timber
 to have and to hold all & hisgiver the right title
 and interest in & to the lands aforesaid as herein &
 hereby granted and conveyed to the said party of the
 first part with the appurtenances thereto belonging
 or appertaining; and the wood timber & stone granted
 & conveyed as aforesaid to the party of the record part
 all unto the said party of the record part the said body
 corporate to successors and assigns forever; with the
 right at all times to enter upon the said land
 as to whom the right of wood timber & stone is conveyed
 freely and without molestation (but with proper care
 respecting the rights of the owner or owners of the said)
 for the purpose of cutting the timber & quarrying the
 stone and removing the same at pleasure. All
 the lands aforesaid aforesaid are in the state and
 county aforesaid and in the district of lands formerly
 subject to sale at the United States land office at

Tuscaloosa. The right and interest of the parties & the first part whereon it may be in and to do following described tracts of land, is also included in this indenture and conveyance to the party of the record part the Shiloh Lime Company and its successors and assigns, that is to say the one-half of the North East quarter, and the North west quarter & the South East quarter, and the East half of the South west quarter and the North East quarter of the North East quarter of section ten (see stipulation - the NW of the NE $\frac{1}{4}$, & NW $\frac{1}{4}$, & SE $\frac{1}{4}$, & SW $\frac{1}{4}$ + E $\frac{1}{2}$ of SW $\frac{1}{4}$, + NE $\frac{1}{4}$, & NE $\frac{1}{4}$, of section ten) and the North west quarter of the South west quarter of section ten (2). all in Township twenty four and range thirteen East: in the State, County & Land district aforesaid. The lands aforesaid the right title interest in and to which of the parties of the first part are herein & hereby granted, and conveyed: including the wood timber & stone aforesaid, were all really and in fact the property of the said party of the record part, and belonged and do belong to the said party of the record part although the legal title to some portions thereof may be in some of the parties of the first part: the object of this indenture being to consolidate, and clearly to define the rights & titles of the parties of the record part in and to each & every portion of the tracts or parcels of lands and the timber and stone the right title interest of the parties of the first part and each of them herein and hereby conveyed whatsoever that right, title & interest may be. This Indenture is subject to the following explanations & conditions, that is to say: That all the right title and interest embraces or intends to be embraced in this indenture are and shall be subject to the terms of a contract and agreement heretofore under date of the 28th of September 1869 entered into by and between the said party of the record part with A. P. Turner Jr. for the conditional sale of the by the party of the record part of a portion of its stock & property to the said A. P. Turner Jr.: the lands and timber & wood & stone, being in fact the property of the party of the record part, and constituting a portion of its capital stock at the time of the making of the said contract and agreement with the said A. P. Turner Jr. It is further stipulated & provided that any exchange of any portions of said lands which may have been made by or in behalf of the said party of the record part with James M. Longgin and conjugate to said Longgin of any portion of the land aforesaid shall be and the same is hereby

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ratified and confirmed according to the terms of
such conveyance and according to John T. Welch
so much & fraction of section twenty one town-
ship twenty five range his west contained in above
for titles from Silvan Butler to said Welch
and James H. Ballman bearing date 23rd December
1819 and assigned by said Welch and Ballman
to the party of the record part, as is specified in
an agreement between the party of record part
and the said Welch, to be conveyed to the latter in
his assignee, supposed to be about seventy acres.

The words "of the north East quarter of the north
west quarter" interlined on the 5th page; and the
word "half" interlined on the 8th page of this in-
deed before the execution. And Ann A. Laphley
wife of John N. Laphley and Margaret G. Gardner
wife of Virgil H. Gardner, and Maria R. Keenan wife
of John R. Keenan and Louisa M. Walls wife of Ed-
ward J. Walls, for valuable and sufficient consideration
by them received at and before the sealing and
delivering of this indenture given in the execution
of this indenture for the purpose of conveying
and relinquishing to the said party of the record
part the said Shelly Lime Company as they each
do hereby convey and relinquish their rights of
dower respectively in and to the hereinbefore
designated tracts or parcels of lands, and appear-
tances to the result that the same as conveyed
to the party of the first part in and by the terms
of this indenture to the said Shelly Lime Company
In testimony whereof the said parties of the first
part and the said Mrs. Ann A. Laphley Margaret
G. Gardner, Maria R. Keenan and Louisa M.
Walls have hereunto set their hand & seals the
day & year herein first above written.

Executed and acknowledged by

Jno. N. Laphley E. J. Walls

J. R. Keenan R. H. Adams.

& C. V. Gardner his attorney or
John G. Ferguson.

J. N. Laphley

(Real)

J. R. Keenan.

(Real)

E. J. Walls.

R. H. Adams.

(Real)

Executed by Virgil H. Gardner & Mrs. Margaret G. Gardner.

G. H. Gardner his attorney or the undersigned.

G. H. Gardner.

G. H. Gardner.

V. H. Gardner

M. G. Gardner (Real)

Executed by Mrs. Amy G. Laphley in
presence of

R. Hall.

Cecilia Hall.

A. G. Laphley (Real)

executed by Mrs. Maria
L. Keenan in presence of the
undersigned.

L. A. McEachin
J. C. Smith.

Executed by Mrs. Louisa
M. Walls in presence of the
undersigned.

Filed Oct. 22 1884 recorded.

M. L. Keenan Real

J. T. Leeper. Under seal.