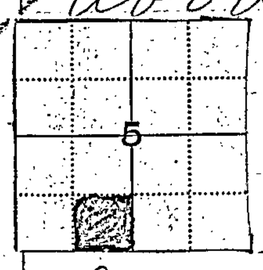
Swannanoa
v. J. A. Billups
Trustees
To
A. H.
Henderson

No. 600.] Know all men by these Presents.
That whereas by virtue of the Acts of Congress
of the United States and of the General Assembly
of Alabama referred to in the act of the General
Assembly of Alabama approved Feby 10th 1876
entitled An Act act to execute the power of dis-
posal of the lands granted by and act of
Congress entitled 'An act granting public lands
in alternate sections to the State of Alabama
to aid in the construction of certain Railroads
in said State approved June 3rd 1856, which
power of disposal is conferred upon the
Legislature of Alabama by said Act of
Congress and by virtue of what was done
prior to February 10th 1876 by or under or
in pursuance of the legislation of Congress
and the legislation of the State of Alabama
the said State had become completely vested

with the title to the lands embraced by said Acts of Congress for the use and purpose shown in said Acts of Congress. And whereas the said State prior to February 16th 1876 and more than six months to the duly decreed bankruptcy of The Alabama and Chattanooga Railroad Company had acquired a valid lien in good faith upon all of said lands to which the Alabama and Chattanooga Railroad Company ever had any right or title either legal or equitable by a conveyance executed by that Company to the State of Alabama to secure an indebtedness of that Company ~~greater~~ to said State greater than the value of the interest of that Company in or to said lands no part of which indebtedness has ever been paid to said State: And whereas by a deed executed and bearing date the 8th day of February 1877 the said lands were conveyed by the Governor of the said State of Alabama in pursuance of an Act of the General Assembly of Alabama approved February 23rd 1876 entitled "An act to ratify and confirm the settlement of the existing indebtedness of this State as proposed, ~~by~~ in the report of Commissioners appointed under the Act approved 17th December 1874 and which was communicated to the General Assembly by the message of the Governor of 24th of January 1876, and to carry said settlement into effect by the issuance of new bonds of this State at a reduced rate of interest in adjustment of a portion of said indebtedness and the surrender of certain securities held by the State in discharge of another of said indebtedness to John A Billups and John Swann as trustees for the purpose in said deed specified: And whereas the said John A Billups and John Swann have become invested with power and authority to dispose of sell and convey said lands in accordance with the provisions of said deed and of said last mentioned act of February 23rd 1876: And whereas A. H. Henderson in his name in the county of Shelby and State of Alabama on Dec 1st 1889 became the purchaser from the said Billups and Swann Trustees as aforesaid of a part of said lands as hereinafter described lying in the county of Shelby and State of Alabama and containing according

to the original survey of lands (40) Forty Acres more or less (minerals reserved) at and for the price of Sixty Dollars but no conveyance of said land was made to the said A.H. Henderson and whereas the said A.H. Henderson has paid to the said John A. Billups and John Swann as such trustees aforesaid the sum of Fifteen Dollars in cash and executed 3 notes for the sum of Fifteen Dollars each and due respectively December 13th 1880-1881 & 1882 and each bearing interest from date the balance due and unpaid on said purchase of said land hereinafter described. But it is distinctly understood and agreed that the said Trustees reserve to themselves either for their own benefit or for sale to others the exclusive right to the iron coal and other minerals contained in or upon said lands with all necessary privileges for mining on said lands and also the right of way for rail and tramways for mining purposes through any portion of said lands herein conveyed. Now therefore in consideration of the premises we the said John A. Billups and John Swann as such Trustees and by virtue of the power vested in us as such Trustees as aforesaid by the said deed of conveyance of the 8th February 1877 and by said act of February 23rd 1876 have granted bargained and sold and do by these presents grant bargain sell and convey unto the said A.H. Henderson all the estate right title and interest of the Alabama and Chattanooga Railroad Company as well as of the State of Alabama vested in us as such Trustees or ~~in~~ which we can convey in and unto the said lands above described to wit: The South East quarter of the South West quarter (S E¼ of S W¼) in Section Five Township Twenty one Range Four west and lying in the County of Shelby State of Alabama and containing according to the original survey of said lands Forty Acres more or less (minerals reserved) To have and to hold the said land hereinbefore particularly mentioned and described unto the said A.H. Henderson heirs and assigns forever. Witness our hands and seals this - - - - - - - - - - .



John Swann (L.S.)
John A. Billups (L.S.)

State of Tennessee } I, J. T. Hill Comm for Alabama
Hamilton County } hereby certify that John Swan
whose name is signed to the foregoing convey-
ance and who is personally known to me for himself
acknowledged before me on this day that being
informed of the contents of the foregoing conveyance
he executed the same voluntarily on the day the
same bears date. Given under my hand this
9th day of December 1879.

J. T. Hill comm of Deeds
for Alabama.

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State of Alabama } I, W. T. Johnston a Notary
County of Pickens } Public of said County hereby
certify that John A. Billups whose name is sign-
ed to the foregoing conveyance who is personally
known to me acknowledged before me on this
day that being informed of the contents of the fore-
going conveyance he executed the same volun-
tarily on the day the same bears date.
Given under my hand this 12th day of December 1879

✓

W. T. Johnston.
Notary Public

Filed for record April 19th 1887 and recorded
James T. Leeper Judge of Probate