

Dwann &
Billsaps

To

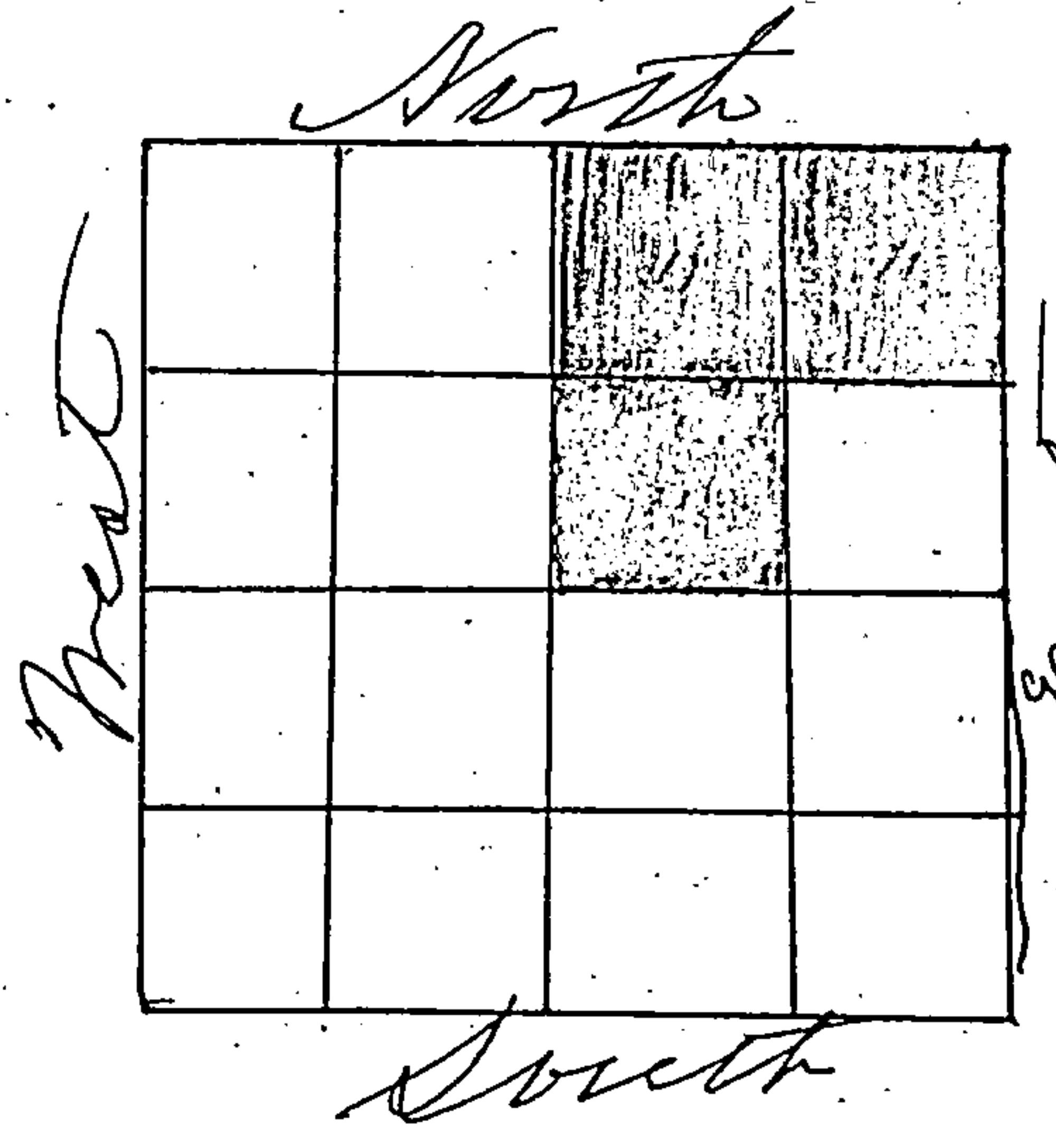
Henderson
William

No. 658 - 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 General
 Assembly of Alabama approved February 10th 1876
 entitled "An act to execute the power of disposal
 of the lands granted by an act of Congress intitled
 '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 2d 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 legislature 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 uses and purposes shown
 in said acts of Congress; And whereas the
 said state prior to February 10th 1876 and more
 than six months prior to the duly decreed bank-
 ruptcy of the Alabama and Chattanooga Rail-
 road Company had acquired a valid lien in
 good faith upon all of said lands to which
 the Alabama and Chattanooga Railroad Com-
 pany 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 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 said state of
 Alabama in pursuance of an act of the

General Assembly of Alabama approved February
 23^d 1876 entitled "An act to ratify and confirm
 the settlement of the existing indebtedness of
 this State as proposed in the report of the
 Commissioners appointed under the act ap-
 proved 17th December 1874 and which was com-
 municated to the General Assembly by the mes-
 sage of the Governor of 24th of January 1876 and
 to carry said settlement into effect by the is-
 suance 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 dis-
 charge of another portion of said indebt-
 edness" to John A. Billups and John Swann
 as Trustees for the purposes in the said Deed
 specified; And whereas the said John A.
 Billups and John Swann have become in-
 vested with power and authority to dispose of
 sell and convey the said lands in accordance
 with the provisions of said Deed and of
 said last mentioned act of February 23^d 1876;
 and whereas William Henderson in his
 name in the County of Shelby and state
 of Alabama on December 15, 1879 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 con-
 taining according to the original sur-
 vey of said lands (120) One hundred &
 Twenty acres more or less (minerals re-
 served) at and for the price of One hun-
 dred & Fifty Dollars but no conveyance
 of said land was made to the said Mr
 Henderson - And whereas the said Mr
 Henderson has paid to the said John A.
 Billups and John Swann as such Trus-
 tees aforesaid the sum of Thirty seven & ⁵⁰/₁₀₀
 Dollars in cash and executed 3 notes for
 the sum of Thirty seven & ⁵⁰/₁₀₀ Dollars each
 and due respectively 12, 24 & 36 months
 and each bearing interest from date
 the balance due and unpaid on said pur-
 chase of said land hereinafter described
 That is distinctly understood and agreed
 that the said Trustees reserve to themselves
 either for their own benefit or for sale to other

The exclusive right to the iron, coal & 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 purpose, 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 of February 1877, and by said act of February 1876, have granted bargained and sold, and do by these presents grant, bargain and sell said conveyance unto the said William 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 which we can convey in and to the said lands above described to wit: The north half



of the north east quarter ($\frac{1}{4}$ of $\frac{1}{4}$ of $\frac{1}{4}$) and the south west quarter of the North East quarter ($\frac{1}{8}$ of $\frac{1}{4}$ of $\frac{1}{4}$) in Section Seven Township twenty one Range four west and lying and being in the County of Shelby State of Alabama.

and containing according to the original Survey of said lands one hundred and thirty acres more or less (including said) To have and to hold the said lands herein before particularly mentioned and described unto the said William Henderson his heirs and assigns forever. Witness our hands and seals

John Swann [Signature]

John A. Billups

State of Tennessee, I, J. Hill, Com. of Alabama
County of Hamilton ^{ss}, hereby certify that John
Swann whose names are signed to the
foregoing conveyance 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,
and he executed the same voluntarily
on the day the same bears date

Given under my hand this 13rd day of
 January 1880 J. W. Hobbs Esq., of New
 Orleans, La.
 Notary Public
 for Alabama.

The State of Alabama, I, J. W. Johnston a Notary
 Society of Peters 3 picbles of said County,
 hereby certify that John A. Billups whose
 name is signed to this foregoing conveyance
 and who is personally known to me
 acknowledged before me on this day that
 being informed of the contents of the
 foregoing conveyance, executed the same
 voluntarily on the day the same bears
 date. Given under my hand this
 22nd day of January 1880.

J. W. Johnston
 Notary Public.

Filed for record July 29th 1889 and recorded

R. M. Cobb

Judge of Probate