

Cumming Know all men by these presents that I John  
 ham John Cunningham and Mr. E. Cumming have his  
 & wife of Shelby County, State of Alabama for  
 20 and in consideration of the sum of Five  
 Cahaba hundred and Twenty five Dollars in hand  
 Coal paid by the Cahaba Coal Mining Company  
 Mining have granted bargained and sold and by  
 Company these presents do grant bargain sell and  
 convey unto said Cahaba Coal Mining  
 Company the following described real  
 Estate in Shelby County Alabama to wit:  
 The right of way fifty feet wide on either  
 side of the center line of the rail road  
 now being surveyed and as the same may  
 be located through the west half of the  
 North West quarter of Section Thirty Three  
 (3) Township Twenty one (21) Range Three 3 West.  
 To have and to hold the same unto the  
 said Cahaba Coal Mining Company its  
 successors and assigns forever ~~and~~  
 the  
 said Grantor hereby covenants to warrant  
 and defend the title to said land in fee  
 simple to said Company and hereby releases  
 any and claims to damages to said lands  
 crops and buildings thereon or otherwise  
 resulting from the grading construction  
 and operation of said railroad.

In witness whereof the said grantor has  
 hereunto set his hand and seal this the  
 18<sup>th</sup> day of June 1889.

In presence of

J. McAlpinhee

J. Cunningham Seal

M. E. Cunningham Seal

The State of Alabama §

Shelby County S. I. Chas. D. West a Justice of the Peace in and for said County and state hereby certify that John Cunningham and Mr. E. Cunningham his wife 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 they each executed the same voluntarily on the day the same bears date, and I do further certify that on this day came before me Mr. E. Cunningham known to me to be the wife of the aforesaid John Cunningham who being ~~by me~~ examined separately and apart from her husband touch-

ring her signature to the within deed acknowledging that she signed the same of her own free will and accord and without fear constraints or threats on the part of her husband - Dr witness whereof I hereunto set my hand this 18<sup>th</sup> day of June A.D. 1889.

Chas. B. West J. P.

Filed for record August 1<sup>st</sup> 1889 & recorded.

W. Cobb Judge of Probate.