S Mfgr & Co
to
M H Smith
Trustee
30°

The State of Alabama } This indenture made and entered into
Shelby County } by and between the Shelby Manufacturing and Improvement Company a body corporate under the laws of Alabama and Metcalf H Smith Trustee party of the second part. Witnesseth

That whereas the Louisville and Nashville Railroad Company a Corporation is the owner of the Capital Stock of the Alabama Mineral Rail Road Company & the said railroad company desiring this Company and to be made party of the second part and said former company entered into a contract in writing with the Shelby Iron Company and the Eleventh day of February 1890 for the purchase of the property herein after described and other property and giving among among other things to acquire and construct a Standard Gauge Rail road Extending from Calera Alabama by way of Shelby to anniston and Atlanta Alabama and to transport property for the Shelby Iron company for a term of years at reduced rates of transportation the terms of which said agreement more fully appear from the contract to which Reference is hereby made

And whereas at a special meeting of the stockholders of the Shelby Iron company Regularly called and held at the office of said company in Shelby Alabama the following resolution was adopted "" Resolved that the contract entered into by and between this Company acting by its President Ward W Jacobs and the Louisville & Nashville Railroad Company acting by its President Ex. Norton on the Eleventh day of ~~August~~ February 1890 be in all things ratified and approved and the President of this Company be and is hereby authorized to execute for and in the name of this Company and affix the corporate seal thereto, Proper deeds of conveyance to the railroads, tracks, sidings rights of way depots and other property mentioned in said written contract to such person or corporation as the Louisville and Nashville Railroad May direct

And whereas the property hereinafter described has been conveyed by Shelby Iron Company to the party of the first part since the making of said agreement between the Shelby Iron Company and the Louisville & Nashville Rail Road Company executed on the Eleventh day of February 1890 as aforesaid and the party of the first part is desirous of carrying out in good faith the contract made by Shelby Iron Company with said Louisville and Nashville Railroad Company as aforesaid; Many of the stockholders of the Shelby Iron Company being also stockholders and interested in the Shelby Manufacturing and Improvement Company and whereas the party of the second part is very desirous that said Broad Gauge Railroad should be constructed from Attalla and Anniston to Calera by way of Shelby Ala and will be greatly benefited by the construction of said railroad in its business and property interests Now therefore in consideration of the premises and in further consideration of the construction of said broad Gauge Rail road now known as the Alabama Mineral Railroad from Calera Alabama to Anniston and Attalla by way of Shelby Alabama and in order to carry out in good faith the agreement of made between the Shelby Iron Company and the Louisville and Nashville Railroad Company executed on the Eleventh day of February 1890, and above referred to and in further consideration of the benefits and advantages to be derived by the party of the first part from the construction of said railroad as aforesaid and in further consideration of the sum of one Dollar ($1.00) in hand paid by the party of the second part to the party of the first part receipt whereof is hereby acknowledged the party of the first part has this day bargained sold and conveyed and by these presents does grant bargain sell and convey unto the party of the second part a right of way of fifty feet in width over and across the

~~the following described property~~

to-wit:- a certain strip of Land fifty (50) feet wide commencing at a point on Shelby Iron Companys Standard Gauge railroad Five and nineteen hundredths (5.19) miles from the point of intersection of the right-of-way of the East Tennessee Virginia and Georgia railroad with the right-of-way of the Shelby Iron Company Standard Gauge Railroad which said point of intersection is fifty (50) feet from the center of the main track of the said East Tennessee Virginia and Georgia Railroad in the town of Columbiana in Shelby County Alabama which said starting point is indicated by Letter "B" on map hereto attached as Exhibit "C" and made a part hereof and running in a South Easterly Direction ..... Just to a point of intersection with the Alabama Mineral Railroad as now located in the town of Shelby in Shelby County Alabama which said point of intersection is designated on the map hereto attached as Point "D"

It is agreed that this deed shall be forfeited unless said road is built over the land above described in five years from the date of this instrument

To have and to hold said above described and hereby granted premises unto the party of the second part his successors and assigns in fee simple forever

The party of the first part covenants with the party of the second part that said property is free from incumbrance and that it has the full right to sell and convey the same and will warrant and forever defend the title to said premises unto said party of the second part against the lawful claims of any and all persons or corporations whatsoever

In testimony whereof, said party of the first part has caused these presents to be signed by its president in its corporate name and its corporate seal affixed hereto on this the 14th day of

September 1890

Mfg Co's Seal

The Shelby Manufacturing and Improvement Co
By P G Burk
President

State of Alabama } I A D Smith a Notary in and
County of Calhoun } for the State and County aforesaid
hereby certify that P G Burk whose name is
signed to the foregoing Conveyance as President
of the Shelby Manufacturing & Improvement Co. Company and who is known
to me and known to be the President of said Com
pany appeared before me on this day and acknowl
edged that being being informed of the contents of
the said Conveyance he executed the same voluntarily
on the day the same bears date and by authority
of said Company

Witness my hand this the 19th day of
September 1890

A D Smith Notary Public
Notary Public for Calhoun County

For Mortg see next Page

Filed for record Oct 7/90 & Recorded
R W Cobb
Judge of Probate

Exhibit C

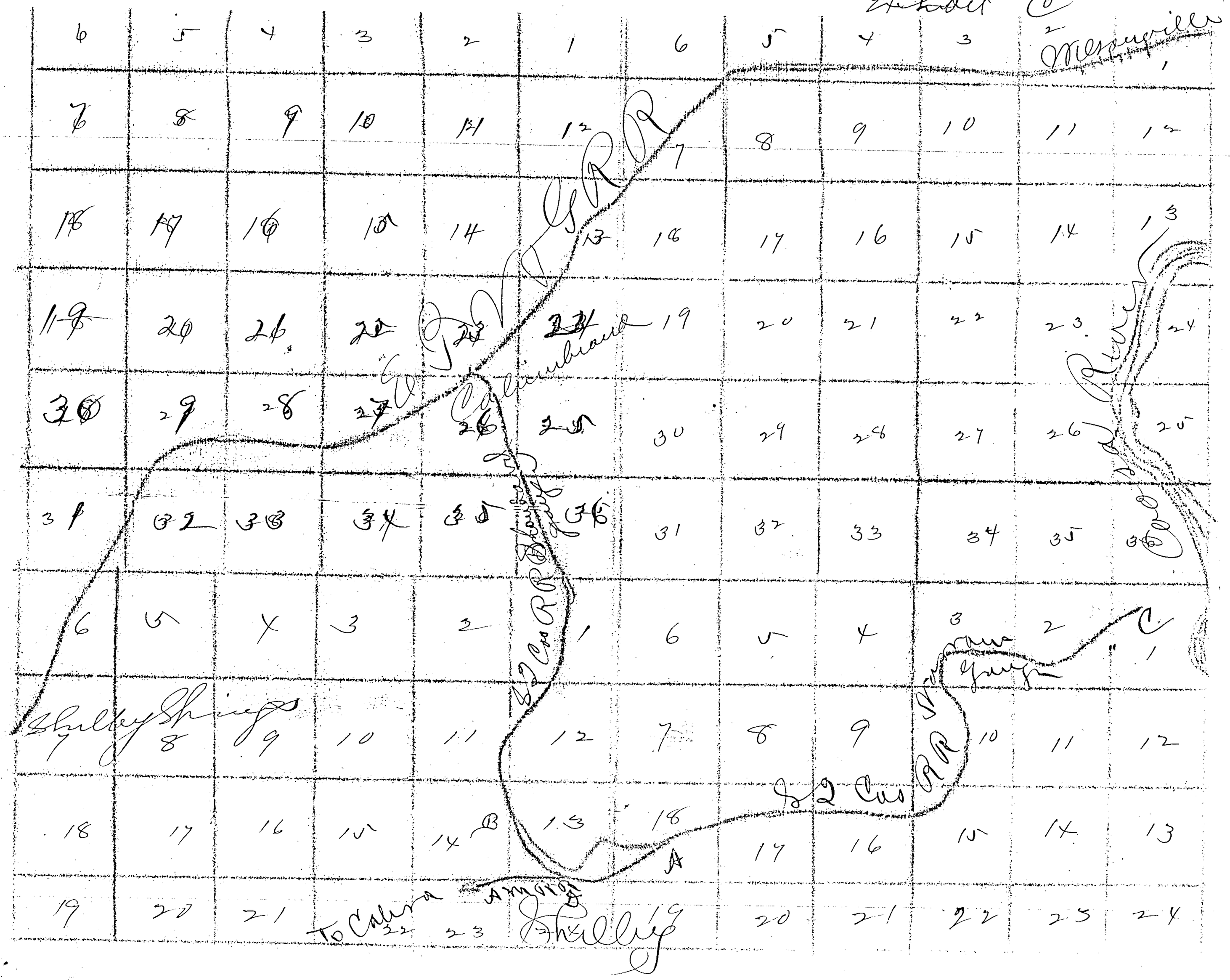

Exhibit C