The State of Alabama } Know all men by these
Jefferson Co. } Presents where as a
called meeting of the
Stock holders of the Helena Coal Company held
in the City of Birmingham Ala on the 10th day
of October 1900 of which meeting & the pur-
pose for which same was called due and
legal notice was given to all the stockholders
of said Company the following resolution
was duly adopted: Whereas the Helena
Coal Company has incurred liabilities
which by reason of sundry losses & mis-
fortunes it is unable to pay in full but
which the stockholders of said Company
all desirous of paying & providing for to
the full extent of the ability of said Company
by assignment of all its property & effects.
Be it resolved by Chas S Sibley President
of said Company that & he is hereby authorized
& instructed to make & execute in the name
& on the behalf of the Helena Coal Company

a Deed of general assignment of all the property of said Company of equal benefit of all the Creditors of the said Company to an assignee to be named selected & designated by said Chas. S. Sibley. Now therefore pursuance to said instructions and authority and in consideration of the premises and of the sum of one Dollar Cash in hand paid to the said Helena Coal Company by Sibley P King the assignee named by said Chas. S Sibley & we the said Helena Coal Company does hereby bargain & grant sell and convey to and unto Sibley P King all & singular the rights franchises & property real personal & mixed of whatsoever kind and description & wheresoever located belonging to said Helena Coal Company or in which it has a right claim lease hold ~~to said land~~ or interest. To have & to hold to the said Sibley P King his heirs executors and assigns forever. In trust nevertheless to and for the uses interest & purposes as follows that is to say: First To take possession of the property hereby assigned and to sell convey & dispose of the same with all proper diligence either at public or private sale at wholesale or retail for the best price that can be obtained & to convert the same into money and to collect all such debts and demands as may be due said Co, as may be collectable it being intended that said Assignee shall be authorized to take such steps & actions for the preservation of said property & to use & consume such part of same as may be necessary in protection & preservation of same

Second – To pay & discharge in full all the reasonable expenses costs attorneys fees & charges of executing this assignment and of caring for preserving & protecting the property hereby conveyed and of carrying into effect the trust hereby created together with a reasonable compensation to the said Assignee for his services in

executing this trust — And third, — out of the residue of the proceeds of said property pay and discharge in full, if it be sufficient for that purpose all the debts and liabilities of said Company now due and to become due with interests thereon and if there be not sufficient of said proceeds to pay said debts in full then to apply the same pro-rata so far as they will extend to the payment of said debts and liabilities according to their respective amounts And the said Sibley P King doth hereby accept the trust hereby created and in him reposed by the said Helena Coal Company & doth hereby covenant & agree with the said Helena Coal Company that he the said Sibley P King will honestly and faithfully and without delay execute the same according to the base of his skill ability and knowledge.

In witness whereof the said Sibley P King has hereunto set his hand and seal and the said Helena Coal Company has hereunto set its seal & caused these presents to be signed and executed by its President Chas. S Sibley whose is thereunto duly authorized on this the 10th day of October 1900.

Helena Coal Company
by Chas. S Sibley President
Sibley P King

The State of Alabama } I George Huddleson
Jefferson County } a notary Public
in and for said state

& county hereby certify that Sibley P King whose is known to me & Chas. S Sibley known to me & known to me as the President of the Helena Coal Company who acknowledged before me being informed of the contents of the conveyance they executed the same the said Chas. S Sibley as President of said Helena Coal Company on the day the same

here date.

Given under my hand this 10th day of October 1900.

George Huddleston
Notary Public

Filed for record October 11th 1900 & recorded

A D Long shore
Judge Probate

State of Alabama } I W E Sorsby a notary Public in and for said County & State
Jefferson County } hereby certify that Sibey Poling & Chas. S Sibly whose names are signed to the foregoing conveyance & both of whom are known to me, the said Chas. S Sibley being known to me as the President of the Helena Coal Company acknowledged before me on this day that being informed of the contents of the conveyance they executed the same the said Chas. S Sibley executing same as the President of the Helena Coal Company) voluntarily on the day the same bears date

Given under my hand on this the 11th day of Feby 1901

W E Sorsby
Notary Public