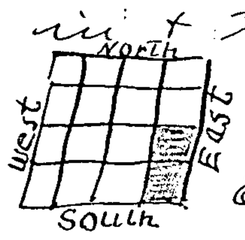
Jno. Swann & J A Billups Trustees to Sarah E Harmon

No. 653. 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 February 10th 1876, entitled: An act to execute the power of disposal of the Lands granted by an act, Congress entitled "An act granting public Lands, in alternate sections to the State of Alabama to aid in Construction 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 come 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 bankruptcy 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 Rail Road 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 in said State greater than the value of the interest of that Company in or to the said Lands, no part of which indebtedness has ever been paid to the said State And whereas by a deed, executed & 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 Feby 23rd 1876, entitled "An act, to ratify & confirm the settlement of the existing indebtedness of this State as proposed in the report of the Commissioners appointed under the act approved 17th December 1874 and which was communicated to the General assembly by the message of Governor of the 24th of January 1876, and 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 & the surrender of certain securities held by the State in discharge of another portion of said indebted-

ness, to Jno. A. Billups & Jno. Swann as Trustees for the purposes in said Deed specified And whereas the said Jno Billups And Jno. Swann have become invested 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 23rd 1876, And whereas Sarah Ellen Harmon, in her name in the County of Shelby And State of Alabama on December 19th 1879, became the purchaser from the said Billups And Swann Trustees as aforesaid, of a part of said Land, hereinafter described lying in the County of Shelby & State of Alabama, & containing according to the original survey of said Lands 89, Eighty Acres, more or less, (minerals reserved) at & for the price of One hundred And Twenty Dollars but no conveyance of said Land was made to the said Sarah E Harmon, And whereas the said Sarah E Harmon has paid to the said Jno. A. Billups And Jno. Swann as such Trustees aforesaid, the sum of Twenty Five Dollars in cash, And executed 3 notes for the sum of Twenty Five Dollars, cash, and due respectively - 12. 24 & 36 months 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 Jno A Billups & Jno. 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 February 23rd 1876, have granted bargained and sold And do by these presents grant bargain sell and convey unto the said Sarah Ellen Harmon all the Estate right title And interest of the Alabama And Chattanooga Rail Road Company as well as of the State of Alabama vested in us as such Trustees or which we can convey in & to unto the said Lands above described to wit:  (The E½ of SE¼) the East half of South East quarter in section Five Town-

Ship Twenty one Range Four West, lying in the County of Shelby State of Alabama, and containing according to the original survey of said Lands Eighty acres more or less (minerals reserved) To have & to hold the said Lands herein before particularly mentioned and described unto the said Sorah Ellen Hornsby heirs and assigns forever.

Witness our hands and seals this —

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

State of Tennessee } I J. F. Hill Com for Alabama hereby
County of Hardeman } certify that Jno. Swann whose name is signed to the foregoing conveyance & who is personally known to me, has this day acknowledged before me on this day and 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 13th day of January 1880

J. F. Hill Com Ands for Alabama

State of Alabama } I W. J. Johnston a notary Public of
County of Pickens } said County, hereby certify that Jno.
A Billups whose name is signed to the 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, he executed the same voluntarily on the day the same bears date. Given under my hand this 22d day of January 1880—

W. J. Johnston
Notary Public

Filed for record May 19th 1902, & recorded

P. D. Langston
Judge of Probate