The State of Alabama,
Shelby County. } This Indenture, made and entered into this the 1st day of September, 1903 by and between Montevallo Coal ~~Mining~~ and Transportation Company, and Montevallo Coal Mining Company, a corporation organized under the laws of the State of New Jersey, (which have complied with all the requirements of the laws of the State of Alabama, in reference to foreign corporations, is duly and legally authorized and empowered to contract, and to transact its business and to exercise all the powers, functions and franchises, confessed by its New Jersey Charter, in said State of Alabama, in all respects the same as if was a domestic corporation), as party of the second part, Witnesseth:-
Whereas, at a meeting of the stockholders of said Montevallo Coal and Transportation Company, duly and legally held, on to-wit, the 20th day of April, 1903, at which all said stockholders were present, in person or by proxy, it was considered advisable, and necessary for the interests of said stockholders, to increase the capital stock and enlarge the operations of its mines and works, and it was, therefore, unanimously resolved, to organize a succeeding corporation under the laws of the State of New Jersey, and to sell and convey to such succeeding corporation, all the properties and business of said Montevallo Coal and Transportation Company, at and for the consideration hereinafter mentioned, and the President thereof was duly authorized and empowered to make and deliver, on behalf of said Company, all deeds, contracts and writings, to be attested by the Secretary, under the corporate seal, that might be needed to carry said resolution into effect;
And, Whereas, on, to-wit, the 14th day of May, 1903, said party of the second part was duly organized under the laws of the State of New Jersey, and, under and by virtue of its Declaration and Certificate of incorporation, it was duly authorized and empowered

"to acquire, by purchase or otherwise, any or all the real estate or personal property belonging to the Montevallo Coal and Transportation Company, which is situated in the County of Shelby, State of Alabama, and the business now carried on by said Company, with the lands and buildings, plant, stock and any and all other property connected with the business of said Company, and ~~the benefit~~ also the good will of said business of said company, and the benefit of all its pending or incompleted contracts, and all stock in trade, and all rights and privileges vested in said company, or to which it may, in any manner, be entitled". And, Whereas; on, to-wit, the 15th day of May, 1903, in pursuance of the direction of, and authority conferred by, the stockholders, the Board of Directors of said party of the second part did agree and resolve to purchase all the properties &c. of said party of the first part, as provided for in said Declaration and Certificate of incorporation, as aforesaid, at and for the consideration of Two Hundred and Twenty-five Thousand dollars, to be paid for in shares of the capital stock of said party of the second part, to be issued to the stockholders of said Montevallo Coal and Transportation Company, respectively, in the same proportion as they now hold and own stock in said Montevallo Coal and Transportation Company, all of which is in consonance and agreement with the resolutions of the stockholders of said party of the first part, first above referred to. Now, Therefore, in consideration of the premises, and of the sum of Two Hundred and Twenty-five Thousand Dollars, ($225,000.00), in shares of the capital stock of said party of the second part, which has been issued to, and accepted by the respective stockholders of the Montevallo Coal and Transportation Company, in accordance with the said resolutions and agreements, said party of the first part has granted, bargained and sold, and does, hereby, grant, bargain, sell and convey, unto

said party of the second part, the following described real estate lying and being situate in the County of Shelby and State of Alabama, to-wit:
The W½ of the N.E¼ and the E½ of the S.W¼ of Section (5), Township 21 S., Range 3 West.
The S.W¼ of the N.W¼ Section (24), Township 21 S., Range 4 West. The S.W¼, and the S.W¼ of the S.E¼ of Section 7, Township 22 S., Range 3 West. The S.W¼ of the S.W¼ Section (17) Township 22 S., Range 3 West. The S.W¼, and the W½ of the N.W¼, and all that part of the S.E¼ of the S.E¼, lying East of the right of way of the B. B. & B. R'w'y. and ten acres square in the Southwest corner of the S.E¼ of the N.W¼ of Section (18), Township 22 S., Range 3 West. The N½, and the S.W¼ and the W½ of the S.E¼, and ten acres, more or less in the S.E¼ of the S.E¼ of Section (19) Township 22 S., Range 3 West; the said ten acres, more or less being described as follows: Beginning at a point on the south boundary line of said section 19, 5 10/100 chs. west of the S.E corner of said section, thence running North 14° W 4 chs., thence N. 16 91/100 chs., thence W. 6 15/100 chs., thence S. 21 ½° W. 5 chs., thence S. 18° E. 3 71/100 chs., thence S. 34 ½° E 4 94/100 chs., thence S. 22 ½° E. 3 19/100 chs., thence S. 14° E. 4 chs., and thence E. along the South boundary line of said section, (25) links to the starting point. Also 30 acres, more or less in the East ½ of the S.E¼ of said Section (19); Beginning at the N.W corner of the N.E¼ of the S.E¼ of said section, running thence E. along the half mile line, 15.50 chs., thence S. 20 chs., thence W. 6.15 chs., thence S. 12½ Degs. W. 3.80 chs., thence S. 85 degs. W. 3.50 chs., thence N. 65 degs. W. 5.20 chs., thence N. 21.25 chs., to place of beginning. Ten acres of, and along the west side of the N.W¼ of the N.W¼ of Section (20), Township 22 S., Range 3 West. The W½, and the W½ of the E½ of Fractional Section (30), Township 22 S., Range 3 West. The S.W¼, and the S.½ of the N.W¼, and the S.W¼ of the N.E¼ and the W½ of the S.E¼ of Section (12), Township 22 S., Range 4 West. All of Section (13), Township 22 S., Range 4 West, except the N.W¼ of the N.E¼.

The S.E.1/4 of the N.E.1/4, and the E.1/2 of the S.W.1/4, and the S.E.1/4 of Section 14, Township 22 S., Range 4 West.
The E.1/2 of the E.1/2 of Sec. 23, Tp. 22 S., Range 4 West.
all of Section 24, Township 22 S., Range 4 West
All of Fractional Section 25, Tp. 22 S. Range 4 West.
The E.1/2 of Fractional Section 26. Tp. 22 S. Range 4 West.
The N.E.1/4, and the E.1/2 of the N.W.1/4, and the N.E.1/4 of the S.W.1/4, and the N.W.1/4 of the S.E.1/4 of Fractional Section 5, Township 24 N., Range 12 East. The W.1/2 of the N.W.1/4 of Fractional Section 5, Township 24 N., Range 12 East.
Containing in all 3875 acres, more or less.
Excepting and reserving from this Conveyance, of the above described lands, the following, to-wit:
(1)— One acre square in the North east Corner of the S.W.1/4 of the S.W.1/4 of Section 17, Tp. 22 S., Range 3 West.
(2). — The right to the surface of one acre in Section 25, Tp. 22 S., R 4 West, upon which the Hepzibah Baptist Church is situated, as the same is described and granted in a deed by said party of the first part, to said Church, on to-wit, the 19th. day of January, 1887, and which is recorded in Deed Book 8, page 670, Shelby County Deed Records.
(3). — The Branch Railroad, and rights of way and easements heretofore granted and conveyed by said party of the first part to the Brierfield, Blocton and Birmingham, and the Southern Railway Companies, respectively, as described, granted and conveyed by deeds of Conveyance dated, to-wit; the 1st. day of October, 1889, and June 21st., 1890, to the first named, and the 15th. day of July, 1903, to the last named Railway Company, which said deeds are hereby referred to for full descriptions.
(4). — The certain tract or parcel of land, in Section 19 Tp. 22 S., Range 3 West, sold by said party of the first part to Mrs J. L. Aldrich, upon which her residence is located, and intended to be conveyed by deed acknowledged on to-wit, the 3rd. day of November, 1890, and as corrected, described and conveyed by deed of said party

of the first part to said Mrs. J. L. Aldrich, by deed dated the 24th day of July, 1903, which said deeds are hereby referred to for full description.

(5)- The certain leasehold interest in a certain part of Lot No. 2, in the Town of Aldrich, Ala., granted by John Broadhead to Thomas Cleary, by instrument of writing dated the 25th day of March, 1902, and recorded in Deed Book 26, page 428, Shelby County Deed Records; which instrument is hereby referred to for full description.

(6)- The following described lots in the Town of Aldrich, according to a map of the same recorded in the Probate office of said Shelby County, viz: Lots numbered 9, 18, 20, 24, 25, 26, 28, 30, 39, 44, 45, 48 and 54, and all those parts of Lots 49 and 50, lying East of the B. B. & B. Ry. right of way, and a certain part of lot 46, which has been sold to the A. M. E. Church, and which is described in the deed conveying the same, which is hereby referred to for full description; and that certain part of Lot No. 23, which was conveyed by James Hurst and wife to Nelson Perry, by deed dated the 31st day of October, 189[illegible], and recorded in Deed Book 22, page 53, Shelby County Deed Records, which deed is hereby referred to for full description; ~~and that certain part of Lot No. 43, which was conveyed by~~

(7)- That certain leasehold interest granted by said party of the first part to J. G. Harris and others, in certain lands in Section 12, Tp. 22 S., Range 4 West, which is fully described in certain articles of agreement, made by said party of the first part and the said J. G. Harris and others, heirs of Calvin Harris, deceased, dated the 19th day of September, 1898, and filed the same day in the Cause of J. G. Harris et als. vs. Frank Harris and the Montevallo Coal and Transportation Company, in the Circuit Court of Shelby County, Alabama, and which articles of agreement are hereby referred to for full description.

(8)- The rights of way and easements acquired by the public, in all public highways, now established

on or over any of the aforegranted lands, as the same may appear from the records of said Shelby County.

To have and to hold, the aforegranted premises (with the exceptions and reservations above described and referred to), together with all and singular the rights, privileges, tenements and hereditaments thereunto belonging or appertaining, and the plant, machinery, stock and all other property connected with the business of said party of the first part, and also the good will of said party of the first part, and the benefit of all its pending or incompleted contracts, and its stock in trade and all the rights and privileges vested in said party of the first part, as fully and completely as the same can be conveyed, unto said party of the second part, its successors and assigns, forever.

And said party of the first part hereby covenants with said party of the second part, that it is lawfully seized of the above conveyed premises and personal property; that it has a good right to sell and convey the same, and that it will warrant and defend the title to the same to the said party of the second part, its successors and assigns against the lawful claims or demands of any and all persons whomsoever, either in law or in equity.

But it is agreed and understood and as a part of the consideration of this conveyance, that said party of the second part, has obligated and upon acceptance of this conveyance, does take upon itself, and assume all the legal obligations of said party of the first party that may be then outstanding.

In testimony whereof, said party of the first part has caused this conveyance to be executed and delivered by its President, W F Aldrich and the same to be attested under the corporate seal of said party of the first part, by its Secretary J. L. McConaughy on this the day and date first above written.

Montevallo Coal and Transportation Company
organized March 1882 U.S. of America

Montevallo Coal and Transportation Company.
by W. F. Aldrich,
President —

Attest:
J. L. McConaughy Secy
Secretary —

The State of Alabama
Shelby County

I Walter P McConaughy a notary public ex-officio Justice of the Peace, in and for said County in said State, hereby certify that W. F. Aldrich and J. L. McConaughy whose names are signed to the foregoing conveyance, as the President and Secretary of the Montevallo Coal and Transportation Company who are known to me, and who are known to me to be the President and Secretary respectively, of said Company, and acknowledged before me, on this day that being informed of the contents of the conveyance, they executed the same, for and on the behalf of said Company voluntarily on the day the same bears date.

Witness my hand and seal of office, this 1st day of Sept 1903.

Walter P. McConaughy
N. P. & Ex off J. P.

Walter P McConaughy
Notary Public
and
Ex-off-J.P.
Shelby Co. Ala.

Filed for record September 2d 1903, & recorded

A. P. Langshaw
Judge of Probate