

No. 5173. - 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 Assem-
bly of Alabama, approved February 10, 1876 entitled
"An Act to execute the power of disposal of the lands
granted by an act of Congress entitled "An Act grant-
ing public lands in alternate sections to the State
of Alabama to aid in the construction of certain rail-
roads in said State, approved June 3rd 1866, which
power of disposal is conferred upon the legislature
of Alabama by said act of Congress" and by virtue of
actions 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 become completely vested with the titles 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 10, 1876, and
more than six months prior to the duly decreed bank-
ruptcy of the Alabama and Chatahooga Railroad
Company, had acquired a valid lien in good faith,
upon all of said lands to which the Alabama

Alabama and Chattanooga Railroad 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 to said State greater than the value of the interest of that Company in or to said lands, no part of which indebtedness has ever been paid to said State; and whereas by a deed executed and 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 February 23rd, 1876, entitled "An act to ratify and confirm the settlement of the existing indebtedness of this State as proposed in the report of the Commissioners appointed under the act approved 17th of December 1874, and which was communicated to the General Assembly by message of the Governor of 24th of January, 1876, and to 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, and the surrender of certain securities held by the State in discharge of another portion of said indebtedness" to John A. Billups and John Swann, as trustees for the purposes in the said deed specified; and whereas, the said John A. Billups and John Swann became vested with the power and authority to dispose of, sell and convey said lands in accordance with the provisions of said deed and of said last mentioned act of February 23rd 1876.

And whereas the said John A. Billups and John Swann, trustees, as disclosed in said deed and said act of February 23rd 1876, have been directed since May 1886, by the holders of such of the bonds described in the fifteenth section of said last mentioned act as had been surrendered to the Governor on or before the first day of May 1886, in accordance with the provisions of said last mentioned act, to convey and accordingly have conveyed to the Alabama State Land Company, all of said lands remaining

unsold by said trustees including in said conveyance
 the parcel or parcels of land hereinafter specifically
 described. And whereas, The Alabama State Land
 Company, above mentioned, has this day sold to
 J. L. Isbell of Shelby County, Alabama - the parcel or
 parcels of said lands hereinafter particularly described
 at and for the price of Three Hundred and Eighty
 (\$380.00) Dollars, upon the terms herein shown, that
 is to say, the said J. L. Isbell has this day paid to
 The Alabama State Land Company the sum of Three
 Hundred and Eighty (\$380.00) Dollars. Now, therefore
 in consideration of the premises, The Alabama State
 Land Company doth by these presents grant bargain
 sell and convey unto the said J. L. Isbell the parcel
 or parcels of land specifically described as follows
 subject, however, to the reservations herein set forth
 to-wit: The East Half of the South West Quarter
 of Section Five, Township Eighteen South, Range One
 East (E $\frac{1}{2}$ of SW $\frac{1}{4}$ Sec. 5, T. 18-S, R. 1-E) containing
 Eighty (80) acres, more or less, situated in the County
 of Shelby in the State of Alabama. And it is distinctly
 agreed as part and parcel of the terms of this sale
 of the lands above described, that The Alabama
 State Land Company does not convey to the said J. L.
 Isbell but reserves to itself, either for its own
 benefit or for sale to others, all the iron ore, coal
 oil, petroleum, gas, limestone and other minerals
 contained in or upon said lands, and also the
 right of way and the right to build such rail or
 tramways of any description and to construct
 such pipe lines over the same as maybe neces-
 sary for the convenient transportation of the coal
 oil, and other minerals from said lands and from
 any other lands that the said the Alabama State
 Land Company, its successors or assigns, or any
 person holding under it, or its successors or assigns
 may own as mining property in connection with
 the lands above described, and also the right of
 way and the right to build such rail and tram-
 ways over said lands as maybe convenient in

transporting all material and implements that may be of use in mining upon said lands and the other lands herein referred to; and also all the timber and water upon the lands herein conveyed necessary for the development, working and mining the coal, iron and other minerals therein; and also the right to build for the occupancy of employees all such houses on the lands herein conveyed as may be necessary or convenient in mining said lands, together with all other necessary mining privileges, and it is further understood and agreed that the grantee or grantees in this conveyance will not hold adversely, or permit any other person to hold adversely, to the grantor in this conveyance, or its assigns or successors any iron, coal or other minerals or right of way, or other thing reserved to the grantor in this conveyance but will hold everything herein reserved to the grantor, its assigns or successors, and for no other person or persons whatever. To have and to hold the said parcel or parcels of land above described unto the said J. L. DeBell his heirs and assigns forever, but subject to the said reservations herein disclosed.

In testimony whereof, the said The Alabama State Land Company, a corporation organized under the laws of Alabama, the grantor in this conveyance, has caused these presents to be signed by its President and its common seal to be hereunder affixed by its Secretary duly authorized for this purpose; and has caused this conveyance to be delivered to the grantee.

This 31st day of December 1909.

The Alabama State Land Company
By, W. D. Curran President

J. H. Estlin
Secretary

The State of Louisiana } J. Purcell M. Miller a Notary
Parish of Orleans } Public in and for said
Parish in said State, hereby certify that W. D. Curran whose name as President of the Alabama State Land Company, a corporation is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that being

informed of the contents of the conveyance, he, as
such officer and with free authority, executed
the same voluntarily for and as the acts of said corpora-
tion - Given under my hand and seal of office this
31st day of December 1909 -

Ernest W. Miller
Notary Public -

Filed and recorded Feb. 18th 1910 -

A. P. Chapman Judge of Probate -

