

Form D. Know all men by these Presents; That Whereas, by virtue of the  
No. 5748. 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 10, 1826, entitled  
"An Act to execute the power of disposal of the lands granted  
by an Act of Congress, entitled 'An act granting public lands  
in alternate sections to the State of Alabama, to aid in

the Construction of certain railroads in said State, approved June 3, 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 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 10th, 1876, and more than six months prior to the date declared bankruptcy of the Alabama and Chattanooga Railroad Company, had acquired a valid lien in good faith, upon all of said lands to which the 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 any indebtedness of that Company to said State greater than the value of the interest of that Company in or to said lands, or parts thereof 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, an 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 Brown, as trustees for the purposes in the said deed specified; And whereas, the said John A. Billups and John Brown 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

X

February 23<sup>rd</sup>, 1876. And whereas the said John A. Billups  
and John Soravor, trustees, as disclosed, in said deed and  
said act of February 23<sup>rd</sup>, 1876, have been directed since May  
1886 by the holders of such of the bonds described in the  
seventh section of said last mentioned act as had been  
presented 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 con-  
veyed to the Alabama State Land Company, all of said lands  
remaining unsold by said trustees, including in said  
Conveyance the parcels or parcels of land hereinbefore spe-  
cifically described.

And whereas, The Alabama State Land Company above  
mentioned has this day sold to John Isbell of Shelby County,  
Alabama the parcel or parcels of said land, hereinafter par-  
ticularly described, at and for the price of One Hundred  
and Eighty (\$80<sup>00</sup>) dollars, upon the terms herein shown,  
that is to say, the said John Isbell has this day paid to  
The Alabama State Land Company the sum of Forty-  
Nine (\$49<sup>00</sup>) dollars in cash and executed three notes  
for the sum of forty-five (\$45<sup>00</sup>) dollars each, due re-  
spectively November 17<sup>th</sup>, 1910, November 17<sup>th</sup>, 1911, and  
November 17<sup>th</sup>, 1912 - each bearing interest from November  
17<sup>th</sup> 1909 the said notes being for the balance unpaid  
on said sale of said land hereinabove described, and  
said balance to be and remain a lien on the same  
until said balance shall be paid, with lawful interest  
thereon. Now, therefore, in consideration of the premises,  
the Alabama State Land Company doth by these presents  
grant bargain sell and Convey unto the said John Isbell  
the parcel or parcels of land specifically described as  
follows, subject however to the reservations herein set  
forth, to wit: The North West quarter of the North West  
Quarter of Section Three Township Eighteen South, Range  
One East (N.W.<sup>1/4</sup> of N.W.<sup>1/4</sup> sec. 3. Tp. 18-S. R. 1 E), Con-  
taining forty (40) 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 John Osbrell but reserves to itself either for its own benefit or for sale to others, all the Draw Oil, 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 may be necessary 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 tramways over said lands as may be 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 oxygen upon the lands herein conveyed necessary for the development working and mining the Coal Draw and other minerals herein; 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 by the grantor or grantee in this Conveyance will not hold adversely, or permit any other person to hold adversely to the grantor in this Conveyance as its assigns or successors, any Draw, Coal or other minerals or right of way, or other thing reserved to the grantor in this Conveyance, but will hold them herein reserved to the grantor, for the grantor, its assigns or successors, and for no other person or purpose whatever. To have and to hold the said parcel as parcels of land a bore described unto the said John Osbrell his heirs and assigns forever but subject to the said reservation herein above closed.

By 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 hereunto affixed, by its Secretary duly authorized for this purpose; and has caused this Conveyance to be delivered to the grantee.

This 17th day of November 1909.

Albert:

*The Alabama State Land Company.*  
Seal. By J. D. Currant President.

F. H. Eaton Secretary.

The State of Louisiana, I, Perrnell M. Milner, a Notary Public in and for said Parish in said State, hereby certify that J. D. Currant, whose name as President of The Alabama State Land Company a Corporation, is signed to the foregoing Conveyance, and who is known to me, acknowledge before me on this day that being informed of the contents of the Conveyance, he, as such Officer and with full authority executed the same voluntarily for and as the act of said Corporation.

Given under my hand and seal of Office this 17th day of November, 1909.

*Perrnell M. Milner Notary Public*

The State of Alabama

Shelby County, ss. Office of the Judge of Probate,  
I hereby certify that the within deed was filed in this office for record on the 23rd day of Nov. A.D. 1910, at 10 o'clock A.M. and duly recorded in Book 47  
of Deeds, Page 326, and examined.

*A. P. Langshore, Judge of Probate*