The State of Alabama / Know all men By These
Shelby County / Presents; That, Whereas,
John H. Durr, Jr., as Executor of the last will
and testament of John H. Durr, Sr., John H.
Durr, Jr. and Kate H. Durr, sole devisees under
the will of John H. Durr, Sr., Together with
others, did on to wit; the 5th day of December,
1910, execute and deliver unto Meyer L. Greil
and Tom O. Smith, as Trustees for the use
and benefit of Meyer L. Greil, The First Na-
tional Bank of Cincinnati, Equitable Trust
Company of New York, and Birmingham Trust
& Savings Company of Birmingham, Alabama,
a deed conveying to them, as Trustees of said
named beneficiaries, certain lands situated in
Shelby County, Alabama, and known as the
Durr fee simple lands, and aggregating
about Six Thousand and Forty-three (6043)
acres, said lands being particularly describ-
ed in said deed; and

Whereas, it is stipulated in said deed
that the said lands were conveyed to said
Trustees for the said respective named
beneficiaries, according to their respective
interests in the subject matter of the litigation
in that certain suit of the Hanover National
Bank Vs. John H. Durr, et al, now pending
in the Chancery Court of Shelby County, Ala-
bama, and the said deed gives unto the

said Trustees the right and power to sell and convey the property described therein, and places the legal and equitable title thereto in said Trustees; and

Whereas, said Trustees have agreed upon a sale of all the timber upon the said lands to J. G. Jonville, upon condition that the same be removed by him from said lands within seven years, a deed to the said Jonville carrying out the agreement of the said Trustees in that particular having been heretofore executed by the undersigned, and delivered to the said Jonville;

Now, Therefore, in consideration of the premises, the undersigned hereby ratifies and confirms the provisions of the said deed from the said John W. Durr, Jr., as Executor of the last will and testament of John W. Durr, Sr., John W. Durr, Jr. and Kate H. Durr, and others, unto the said Meyer L. Greif and Tom O. Smith, as Trustees, and the undersigned hereby consents the said Meyer L. Greif and Tom O. Smith, as Trustees, hold the said lands described in said deed upon the conditions and trust therein recited, and upon the following additional conditions and trust, that is to say;

1. That the interest of the said respective beneficiaries in said lands is as follows;

Meyer L. Greif	69.3 %
The First National Bank of Cincinnati	15.2 %
Equitable Trust Company of New York	8. %
Birmingham Trust & Savings Company	7.5 %

2. That the said Meyer L. Greif and Tom O. Smith, as Trustees for the said beneficiaries, in the proportions herein named, shall hold the said lands subject to the rights of the said J. G. Jonville set forth in the conveyance to him, executed by the said Trustees and their beneficiaries, for the use and benefit of the said beneficiaries to the extent of their proportionate interest. That they shall have the right, power and authority at any time to sell all or any portion of said lands for such price and upon such terms as they, in their judgement consider best, and for that purpose may make and execute all necessary deeds or conveyances to the same, the undersigned consenting that its interest in such property shall pass by virtue

of any such conveyance. That they shall have the right and authority to rent any portion of, or all of said lands, for such price, and for such time as they consider best for the interest of the beneficiaries. In the event of a sale of the lands, or any portion thereof, or should the said Trustees receive any rents therefrom, or other revenue therefrom, the sum or sums so received shall, as early as practicable after receipt, be distributed by them to the beneficiaries in proportion to their respective interests, after all expenses incident to the making of the sale or sales, or the making of any collections, is deducted, the said Trustees being accountable to their said beneficiaries for all moneys realized in executing this trust, after deducting all necessary and reasonable expenses. The said Trustees are to look after the payment of the taxes on said lands, and to have the entire charge and management thereof in the interest of their respective named beneficiaries, and for that purpose shall have power and authority to expend any necessary sum of the said beneficiaries being liable for its proportionate share.

3. Nothing in this instrument contained shall have the effect of preventing or prevent either of the said named beneficiaries from transferring or assigning to anyone their undivided interest in said lands, but in the event of any such transfer, the transferee shall become entitled to the interest of such beneficiary, subject to the provisions of this instrument.

In Witness Whereof, the Birmingham Trust & Savings Company, of Birmingham, Alabama, a corporation, one of the said named beneficiaries, has hereby caused this instrument to be signed in its name by its President, and its corporate seal to be hereto affixed, and attestated by its Secretary, on this the 14 day of December, 1910.

Seal

Attest:

C. D. Catlett
Its Secretary

Birmingham Trust & Savings Company
By A. W. Smith
Its President

The State of Alabama
Jefferson County } I, H. C. Keller, a Notary Public in and for said County in said State, hereby certify that A. W.

Smith and C.D. Cotten, whose names as President and Secretary, respectively, of the Birmingham Trust & Savings Company, of Birmingham, a corporation, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers, and with full authority, executed the same voluntarily for and as the act of said Corporation.

Given under my hand and official seal, this the 15th day of December, 1910.

(Seal)

H.C. Keller
Notary Public, Jefferson Co. Ala.

Filed & Recorded Dec. 19th 1910.
A.P. Longshore, Judge of Probate.