State of Alabama, } Know all Men by These Presents, That
Jefferson County. } Whereas, on to-wit; the 1st day of July
1914, Eureka Coal Company, a Corporation organized

under the laws of the State of Alabama issued its negotiable bonds aggregating in amount the sum of Sixty Thousand Dollars, said bonds being in the denomination of One Thousand Dollars each, and to secure the payment thereof executed a mortgage or deed of trust to the Worcester Trust Company of Worcester, Mass., a Corporation, as trustee, conveying certain real estate situated in Shelby County, Alabama, as well as certain personal property located on said real estate, which mortgage or deed of trust was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Mortgage Record 109 page 1, after the same had been so executed by the said Eureka Coal Company and after the trust created by the said instrument had been duly accepted by the said Worcester Trust Company, and

Whereas, it was provided in the said mortgage or deed of trust in the Seventh paragraph thereof, that the trustee designated therein might resign and be discharged from the trust created by the said instrument upon giving thirty days' written notice thereof to the mortgagor, and that, in the event of such resignation a successor in the trust might be appointed by the holders of a majority in amount of the bonds then outstanding by an instrument or concurrent instrument signed by such bond holders or their attorneys in fact and duly acknowledged, it being further provided that any such new trustee so appointed should execute, acknowledge and deliver to the trustee last in office, and also to the mortgagor an instrument in writing accepting the trust, and that, thereupon, such new trustee, without any further act deed or conveyance should become vested with all the estate, properties, rights, powers and trusts of the former trustee to the same extent as if originally named as a trustee therein, and

Whereas, the name of the said Worcester Trust Company after the execution of said mortgage or deed of trust was duly and legally changed to Worcester Bank & Trust Company by which name it is now known and called, and the said Worcester Bank & Trust Company wishes to resign and be discharged from the said trust, the said Eureka Coal Company

as such mortgagor, consenting to waive said requirement of thirty days' written notice of the said trustee's intention to resign, and

Whereas, only twenty-three of said bonds are now outstanding, the Carrollton-Wyman Steel Company, a corporation being the owner of eight of said bonds, J. T. Wyman of Atlanta, Ga., being the owner of ten of said bonds, and George H. Connors of Birmingham, Alabama, being the owner of five of said bonds, the remaining thirty-seven of said bonds having been heretofore paid off and cancelled as they respectively matured, and

Whereas, all of the said holders of the said bonds now outstanding have chosen H. M. Hoke of Birmingham, Alabama, as successor of the said Worcester Bank & Trust Company in the said trust, and are uniting in this instrument for the purpose of indicating their appointment of the said Hoke as such trustee, and

Whereas, the said Eureka Coal Company is also uniting in the execution of this instrument for the purpose of indicating its assent to the said resignation of the Worcester Bank & Trust Company, formerly called the Worcester Trust Company, as such trustee, and to the appointment of the said H. M. Hoke as its successor in the trust.

Now then, in consideration of the premises, the said Worcester Bank & Trust Company hereby resigns its said trusteeship under the said mortgage or deed of trust and hereby transfers, assigns and conveys unto the said H. M. Hoke as its successor in the trust, all and singular the estate, properties, rights, powers and trusts had and possessed by it under the terms of the said mortgage or deed of trust, so far as it is authorized to transfer, assign and convey the same to such successor under the terms of the said mortgage or deed of trust.

In witness whereof, the name of the Worcester Bank & Trust Company is hereto subscribed by Samuel H. Clary its Vice President who is thereunto duly authorized; the name of the Eureka Coal Company is hereto subscribed by George H. Connors its President, who is duly authorized; the name of Connors-Wyman

said Company is hereto subscribed by George H. Connors, its President, who is duly authorized; and the names of the said George H. Connors and S. T. Haymar are hereto subscribed by them on this the 28 day of July, 1917. And the said H. M. Hoke to indicate his acceptance of the said trust, hereunto signs his name on the 28 day of July, 1917.

Seal.

Seal.

Worcester Bank & Trust Company,
By Daniel H. Clary Vice-President,
Eureka Coal Company,
By George H. Connors Pres.
Connors-Haymar Steel Company,
By George H. Connors, Pres.
George H. Connors
S. T. Haymar
H. M. Hoke

State of Massachusetts,
Worcester County. } I, Merrill S. Jones a Notary Public in and for said County, in said State, hereby certify that Daniel H. Clary whose name as Vice President of the Worcester Bank & Trust Company a Corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that being informed of the contents of said instrument 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 the 4th day of September, 1917.

(Seal) Merrill S. Jones

State of Alabama.
Jefferson County. } I, Cecil C. Harris a Notary Public in and for said County, in said State, hereby certify that George H. Connors whose name as President of the Eureka Coal Company, a Corporation is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the said instrument he, as such officer and with full authority executed the same voluntarily for and as the act of said Corporation.

Given under my hand this the 28th day of July 1917.

(Seal) Cecil C. Harris.

State of Alabama, Jefferson County. } I, Cecile C. Kearns, a Notary Public in and for said County, in said State, hereby certify that George H. Connors whose name as President of the Connors-Wayman Steel Company, a Corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said Corporation.

Given under my hand this the 28th day of July, 1917.

Seal

Cecile C. Kearns

State of Alabama, Jefferson County. } I, Cecile C. Kearns, a Notary Public in and for said County, in said State, hereby certify that George H. Connors and H. M. Kohn, whose names 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 said instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand this 28th day of July 1917.

Seal

Cecile C. Kearns

State of Georgia, Fulton County. } I, A. B. Chapman, a Notary Public in and for said County, in said State, hereby certify that S. T. Wayman whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal of Office, this 28th day of July 1917.

A. B. Chapman, Notary Public
Fulton County, Ga.

The State of Alabama, Shelby County. } I, hereby certify that the within transfer was filed in this office for record 8 day of Sept. 1917 at 4 o'clock P.M. and recorded in Deed Record 61 Pages 388-392 and examined.

G. H. Shaver
Judge of Probate