. .

LEASE

STATE OF ALABAMA)
TALLADEGA COUNTY

This agreement made and entered into this the April 23rd 1923/Mrs. Minnie

L. Tucker and her husband Robt. P. Tucker, party of the first part and James R. Rice
party of the second part, WITNESSETH that the party of the first part for and in
consideration of the sum of One Dollar (\$1.00) in hand paid by the party of the
second part, the receipt of which is hereby acknowledged and the covenants and
promises hereinafter set forth to be performed by the party of the second part, does
remise and let to the party of the second part the right and privilege to enter
upon and mine barytes on any of the below described property to-wit:

 $E_{2}^{\frac{1}{2}}$ of NW $_{4}^{\frac{1}{2}}$ Section 4, Township 20, Range 2 east; and $S_{2}^{\frac{1}{2}}$ of NW $_{4}^{\frac{1}{2}}$ of $SE_{4}^{\frac{1}{2}}$ Section 6, Township 20, range 2 east, containing 100 acres, more or less, and situated in the County of Shelby, State of Alabama.

The party of the first part does also convey and give unto the party of the second part the right of egress and ingress in and upon the above described property, also the right to build roads, tram roads, railroads and electric transmission of any description over the same, necessary for the convenient transportation to and from saidlands of all materials and implements that may be necessary in the mining and removal of said barytes, or in the preparation of same for market, also the right to build houses and buildings thereon for employees and machinery or for such further uses as may become necessary for the property operation of the mining carried on by the party of the second part.

It is expressly agreed and understood by and between the party of the first part and the party of the second patt that the party of the first part in granting this lease, that mining rights and privileges apply only to the mining of BARYTES.

It is agreed that in consideration of said grant and lease that the party of the second part shall pay to the party of the first part the sum of Twenty Five cents (25¢) per ton, as royalty on each and every ton of 2240 pounds of the Barytes mined and shipped under this agreement. Railroad weights as furnished by the railroad mompany are to govern in the arriving at a settlement of payments due for Barytes mined and shipped under this agreement.

Payments of royalties on Barytes mined and shipped from said land are to be made on the fifteenth of each month for all barytes mined and shipped during the previous month. Royalties when due by party of the second part to party of the first part, it is agreed that the party of the second part may deposit money covering such royalties to the c redit of the party of the first part in Talladega National Bank at Talladega, Alabama. In the event that the party of the second part fails to mine any Barytes on the above described property during a period of twelve months and in that event only, it is agreed by both parties hereto, that this agreement shall become null and void, provided that the party of the first part shall so notify the party of the second part in writing.

This lease shallbegin from the date above written and shallbe for a period of ten years, with the privilege of renewal for successive periods of ten years each, at the option of the lessee, upon the same terms and conditions. Ninety days or more before the expiration of any ten year term, the lessee shallnotify the lessor in writing of his intention to renew this lease; otherwise the lessee shall be held to have waived the right of renewal.

IN WITNESS WHEREOF we have hereunto set our hands and affix our seal on the day and year above written.

Witness: W. L. Coker W. R. Cogdell

Mrs. Minnie L. Tucker (L.S.)

Robt. P. Tucker

J. R. Rice

(L.S.)

THE STATE OF ALABAMA)

SHELBY COUNTY)

I, L. B. Riddle, Judge of Probate for said county hereby certify that the within lease was filed in this office for record May 10th 1923 at 9 ochock A.M. and recorded in Vol. 76 record of deeds pages 206-207 and examined.

L. B. Riddle--Judge of Probate