STATE OF ALABAMA )
SHELBY COUNTY )

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of One Dollar (\$1.00) and other valuable considerations, the receipt whereof is hereby acknowledged the undersigned do hereby remise, release, uit claim and convey unto the Little Gem Coal Company, all of the right, title and interest of the undersigned or of any of them, in and to the following described property situated in Shelby County, Alabama, viz:

## ITEM ONE

The following lands in fee simple: The south half of the southeast quarter ( $S_{\frac{1}{2}}$  of the  $SE_{\frac{1}{4}}$ ) and the southeast quarter of the southwest quarter ( $S_{\frac{1}{2}}$  of the  $SW_{\frac{1}{4}}$ ) of Section 29, except eight (8) acres in the southwest corner of the southeast quarter of the southeast quarter (SW cor. of the  $SE_{\frac{1}{4}}$  of the  $SE_{\frac{1}{4}}$ ) of said Section 29, claimed to be owned by Mary E. Hendrix; the east half of Section 32, excepting therefrom the west half of the northeast quarter of the northeast quarter ( $W_{\frac{1}{2}}$  of the  $NE_{\frac{1}{4}}$ ) of Section 32, claimed to be owned by Mary E. Hendrix; the south half of the northwest quarter ( $S_{\frac{1}{4}}$  of the  $SW_{\frac{1}{4}}$ ) and the southwest quarter of the southwest quarter ( $SW_{\frac{1}{4}}$  of the  $SW_{\frac{1}{4}}$ ) of Section 32, all in Township 21, range 3 west. (Also the northwest quarter of the southeast quarter ( $SW_{\frac{1}{4}}$  of the  $SU_{\frac{1}{4}}$ ) of Section 5, Township 22, range 3 west.)

## TTEM TWO

The mineral right and title alone in and to the following lands: The War of NEE, the We of NEE of NEE, SWE of SEE; also that part of the SEE of SEE lying west of the B.B.B. Railroad, known as the Mobile & Birmingham Kailroad. Also 13-10/150 acres, more or less, described as follows: Beginning at the center of the southern boundary line of Section 5, township 22, range 3 west, thence run northwest 15½ degrees west 7.82 chains; thence south 87 degrees west 1 chain; thence north 83 degrees west 2.01 chains; thence north 77 degrees west 2.50 chains; thence north 71.5 degrees west 1.72 chains; thence north 74 degrees west 1.43 chains; thence south 75.5 degrees west 2.16 chains; thence south 33.5 degrees west 5.12 chains; thence south 31.5 degrees west 95 links; thence south 19.5 degrees east 1.49 chains; thence south 20.5 degrees west 1.70 chains; thence south 65 degrees west 1.95 chains; thence south  $11\frac{1}{4}$  degrees east 2.37 chains; thence north 87 degrees east 17.90 chains to the point of beginning. All of said lands situated in Section 5, Township 22, range 3 west. Also the NE of NE and No of SE of NE of Section 7, Township 22, range 3 west. Also the No of NW and the No of So of NW of Section 8, Township 22, range 3 west. All in Shelby County, Alabama.

TO HAVE AND TO HOLD unto the said Little Gem Coal Company, its successors and assigns forever, and the undersigned, Montevallo Dogwood Mining Company, does hereby mutually agree with said Little Gem Coal Company as successor in title to the Montevallo Hard Coal Company, that the said lease from the Montevallo Hard Coal Company to the Montevallo Dogwood Mining Company dated February 14, 1919, and recorded in the office of the Probate Judge of Shelby County, Alabama, in deed record 65 at pages 73 to 81, be and it hereby is cancelled, and that the option to purchase the property covered by said lease, set forth in Article 14th of said lease, be and it hereby is cancelled and surrendered.

And the undersigned Fleetwood Rice and W. E. Bonham, do mutually agree with

said Little Gem Coal Company, as successor in title to said Montevallo Hard Coal Company, that any and all options held by said Rice and Bonham at any time for the pyrchase of the property hereinabove described, or any part thereof, be and they hereby are cancelled and surrendered, including that certain option from the Montevallo Hard Coal Company to W. E. Bonham and Fleetwood Rice, recorded in the office of the Probate Judge of Shelby County, Alabama, in Deed Record 64 at page 573.

IN WITNESS WHEREOF, the undersigned Fleetwood Rice and W. E. Bonham have hereunto set their hands and seals, and said Montevallo Dogwood Mining Company has caused this instrument to be executed in its corporate name by its President, and its corporate seal to be hereunto affixed and attested by its Secretary, this

20th day of October, 1923.

(L.S.) Fleetwood Rice

(L.S.) W. E. Bonham

Attest:

James Rice-Secretary

STATE OF ALABAMA

COUNTY OF TUSCALOOSA)

MONTEVALLO DOGWOOD MINING COMPANY By Fleetwood Rice, President

I, Bessie McGahey Daniel, a Notary Public in and for said County in said State hereby certify that Fleetwood Rice, 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal of office this 20th day of October, 1923. Bessie McGahey Daniel-Notary Public

STATE OF ALABAMA COUNTY OF TUSCALOOSA

I, Pearl Ferguson a Notary Public in and for said County in said State, hereby certify that W. E. Bonham 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 the instrument, he executed the same voluntarily on the day the same bears date,

Given under my hand and seal of office this 20th day of October, 1923. Pearl Ferguson-Notary Public

COUNTY OF TUSCALOOSA

STATE

OF ALABAMA

I, Bessie McGahey Daniel, a Notary Public in and for said County in said State, hereby certify that Fleetwood Rice and James Rice whose names as President and Secretary rexpectively of Montevallo Dogwood Mining Company, 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 seal of office this 20th day of October 1923.

Bessie McGahey Daniel-Notary Public

I hereby certify that THE STATE OF ALABAMA

I, L. B. Riddle Judge of Probate hereby certify that the within instrument productive as required by was filed in this office for record Nov. 10th 1923 at 3 oclock P.M. and recorded in Deed record 76 page 508 and examined, L. B. Riddle--Judge of Probate

SEELDI CCUITY 50 Description of Shelby County